

# FEDERAL REGISTER

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Washington, Tuesday, May 1, 1945

## The President

### EXECUTIVE ORDER 9545

RESTORING CERTAIN LANDS COMPRISING PART OF THE AIEA MILITARY RESERVATION TO THE USE OF THE TERRITORY OF HAWAII

WHEREAS by Presidential Executive Order No. 2566, dated March 28, 1917, certain lands on the Island of Oahu, Territory of Hawaii, were set aside for military purposes, such reservation being known as the Aiea Military Reservation; and

WHEREAS it is deemed advisable and in the public interest that a part of such lands be restored to the Territory of Hawaii:

NOW, THEREFORE, by virtue of the authority vested in me by section 91 of the act of April 30, 1900, 31 Stat. 159, as amended by section 7 of the act of May 27, 1910, 36 Stat. 447, it is ordered as follows:

The following-described parcel of land comprising a part of the Aiea Military Reservation, Island of Oahu, Territory of Hawaii, is hereby restored to its previous status for the use of the Territory of Hawaii, subject to rights-of-way, hereby reserved to the United States, for all purposes across, over, and under the said parcel of land:

Beginning at the southwest corner of this piece of land, being also the initial point of Lot 2 of Presidential Executive Order No. 8320, the coordinates of said point of beginning referred to triangulation monument "Aiea" located on the Aiea-Halawa boundary line being 259.57 feet north and 355.96 feet east, from which monument "Aiea" the azimuth and distance to U. S. Coast and Geodetic Survey triangulation station "Salt Lake" is 292°12'25", 9398.00 feet, and running as follows, all azimuths being measured clockwise from true south:

1. First along the former east side of Kamehameha Highway on a curve to the left, with a radius of 1120.48 feet, the chord azimuth and distance being 186°21'41", 175.74 feet;

2. 227°11'35", 48.51 feet;

3. Thence along the proposed new east side of Kamehameha Highway, Hawaii Access Road, Project DA-NR 13, along the remainder of Lot 2 of Presidential Executive Order No. 8320, on a curve to the right having a radius of 1155.48 feet, the chord azimuth and distance being 4°42'56", 183.04 feet;

4. 57°48'20", 47.29 feet along the northwest side of United States Navy 30-foot right-of-way, to the point of beginning.  
The tract described contains an area of 6285 square feet or 0.144 acre.

HARRY S. TRUMAN  
THE WHITE HOUSE,  
April 27, 1945.

[F. R. Doc. 45-6901; Filed, Apr. 28, 1945; 2:54 p. m.]

## Regulations

### TITLE 5—ADMINISTRATIVE PERSONNEL

#### Chapter I—Civil Service Commission

##### PART 53—RETIREMENT

Under authority conferred upon the Commission, the following retirement regulations are hereby prescribed. The regulations governing the maintenance of retirement accounts beginning with § 53.101 have been added to this part. Sections 53.101 to 53.108 inclusive are redesignated 53.1 through 53.8, respectively, and §§ 53.110, 53.111, 53.112, and 53.113 are redesignated 53.9, 53.10, 53.11, and 53.15, respectively. Section 53.109 is deleted, and §§ 53.12, 53.13, and 53.14 have been added. Coverage under The Civil Service Retirement Act as amended January 24, 1942 (56 Stat. 13) and March 7, 1942 (56 Stat. 143) and the exclusions from retirement coverage are now embodied in § 53.104.

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Book 1: Titles 1-31, including Presidential documents in full text.

Book 2: Titles 32-50, with 1943 General Index and 1944 Codification Guide.

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AUTHORITY: §§ 53.1 to 53.15 inclusive, issued under section 4, 41 Stat. 616, section 17, 46 Stat. 478, and E.O. 6670 of April 7, 1934.	
§§ 53.101 to 53.108 inclusive, issued under section 12 (a), 46 Stat. 476, and section 15, 46 Stat. 478, and E.O. 6670 of April 7, 1934.	



§ 53.1 *Administration.* (a) The Commission shall have charge of the adjudication of all claims arising under the retirement laws, and of all matters directly or indirectly concerned with such adjudication.

(b) In the adjudication of claims arising under the retirement laws, the Commission shall consider and take appropriate action on counterclaims filed by the Government as set-offs against amounts in the retirement fund involved, and shall likewise consider and take appropriate action in adjusting illegal salary payments in violation of laws pertaining to dual service, subject to final decision by the Comptroller General.

(c) The Commission shall maintain a control account for each department and independent establishment; for this purpose, departments and establishments shall make reports of appointments and separations and annual summaries of retirement fund transactions.

§ 53.2 *Evidence.* (a) (1) Civil Service Commission Form 2806 (Retirement Account) shall be the basic record for action on all claims for annuity or refund, and those pertaining to deceased employees or annuitants.

(2) Form 2806 shall contain a record of all service creditable under the Retirement Act, civil and military, and a record of all retirement deductions made, showing the beginning and ending dates of each period covered by such deductions. Whenever practicable in certifying service for which deductions were not made, the aggregate basic salary earned and the amount of tontine involved, by fiscal years, shall be shown. Any change of date or salary on the service history side, or in the first three columns of the fiscal side, of Form 2806 shall be certified. Any leave in excess of 6 months in a calendar year shall be noted.

(3) Immediately upon the absolute separation of an employee for any reason (or upon interdepartmental transfer), Form 2806 shall be completed to date, certified as to its correctness, and, after proper entry therefrom has been made on the "Register of Separations", sent to the Civil Service Commission. In no case shall the retirement record card be held in a department or establishment awaiting the receipt of a claim.

(b) When loss or destruction or incompleteness of records in the Government offices concerned is shown, a request shall be made through the Commission to the General Accounting Office for such data as may be deemed necessary for a proper determination of the rights of the claimant. When the required information cannot be developed by any official record, inferior or secondary evidence then becomes admissible and should be requested.

§ 53.3 *Application.* (a) All applications under the Retirement Act shall be filed with the Commission and shall be made on such forms as may be prescribed by the Commission.

(b) Applications for annuity and for retirement on account of total disability, except disability applications filed by a department or establishment, must be

executed before two identifying witnesses.

(c) Applications for the payment of accumulated deductions, or of accrued annuity and/or unexpended balance, must be executed before an officer authorized to administer oaths for general purposes, whose seal must be affixed thereto. If such officer does not have a seal and is not required by law to use one, his official character, signature, and term of office must be certified under the official seal of the proper State, county, or city officer. Administrative officers having authority to administer oaths for administrative purposes only are not qualified to administer oaths to applicants. Applications for refund shall be executed before two identifying witnesses.

§ 53.4 *Time for filing applications.*

(a) An application for annuity on account of age may be filed shortly before or at any time after the employee reaches the requisite retirement age, but such application should not be filed more than 30 days in advance of reaching retirement age. In cases of optional retirement, the application must be executed before the actual date of separation.

(b) An application for immediate or deferred annuity on account of voluntary or involuntary separation from the service will not be considered if filed before the employee's separation.

(c) An application for retirement on account of disability must be executed by the employee prior to the applicant's separation from the service or within 6 months thereafter. This time limitation may be waived by the Commission in the cases of employees who are found to have been mentally incompetent at date of separation or within 6 months thereafter, the application in such cases to be filed with the Commission within one year from the date of restoration of any such person to competency or the appointment of a fiduciary, whichever is the earlier.

Request or order by the department or other governmental agency for retirement of an employee for disability must be filed prior to the employee's separation from service. If application for disability retirement is submitted upon an inappropriate form, or upon an appropriate form inadequately or incompletely executed, within 6 months from date of separation from the service, such application may be accepted as an informal claim provided the claimant immediately or within a reasonable time thereafter submits a properly executed application upon the appropriate form.

§ 53.5 *Disability retirement; medical examination.* (a) When an applicant for retirement on account of total disability has established a prima facie case and no legal grounds for rejection exist, such applicant shall be ordered to appear for a medical examination before a medical officer of the United States or a duly qualified physician or surgeon or board of physicians or surgeons designated by the Commission. When the application is accompanied by a report of examination already made by a medical

officer of the United States, it may not be necessary to require another examination.

(b) The order for annual examination by the Commission shall direct the annuitant to be medically examined within 30 days from and after the anniversary of the date on which he was retired upon annuity for disability. This provision, however, may be modified so that the annual medical examination may take place within 30 days from and after the expiration of one year from the date of the last medical examination.

(c) When a medical examination made in compliance with the direction of the Commission shows that the annuitant has recovered and has been restored to an earning capacity which would permit him to be appointed to an appropriate position fairly comparable in compensation to the position occupied at the time of retirement, payment of the annuity shall be continued temporarily to afford the annuitant opportunity to seek such available position. In no case shall the continued payment of the annuity exceed one year from the date of the medical examination showing recovery. If the annuitant shall be reemployed in the Government service within the one year, the annuity shall be discontinued at the close of the day preceding the date of such reemployment.

(d) The Commission, where it appears in any particular case that the nature of the disability is such as to warrant the conclusion that it will continue for a certain period, may, in the exercise of its authority, waive the requirement for regular annual examinations for the period during which there is reasonable expectation of continuation of the disability, but in any case a medical or other examination may be ordered at any time to determine the facts relative to the nature and degree of disability of any employee thus retired.

(e) If the evidence shows that the disability is permanent in character, further examination shall not be ordered, unless warranted, and the annuitant shall be notified accordingly.

§ 53.6 *Effective date of retirement.*

(a) When an employee reaches retirement age, either on the first day of a month, or on any other day within a month, his annuity shall commence on the first day of the succeeding month. In such cases the employee will not be subject to automatic separation until the end of the month in which such age is attained, and credit for service shall be given for the period between the date of reaching retirement age and the beginning date of annuity.

(b) When an employee retires on account of disability, the annuity shall commence on the first day of the month succeeding the termination of pay status, or on the first day of any subsequent month, as the case may warrant. In such cases, credit for service may be given for the period between the termination of pay status and the beginning date of annuity if the employee is carried on the rolls of the department during such time.



(c) In cases of optional retirement, the annuity shall commence on the first day of the month following separation; in cases of discontinued service retirement, the annuity payments shall begin the first of the month following attainment of age 62, or date of separation, whichever is the later, if the employee resigned from service or was discharged for cause; if the separation was involuntary, not by removal for cause on charges of misconduct or delinquency, the individual may receive an annuity to begin the first of the month following attainment of age 62, or the first day of the month following separation beyond that age, or he may elect to receive a reduced annuity beginning the first of the month following attainment of age 55, or following separation if beyond that age.

§ 53.7 *Computation of interest.* (a) The commercial method, that is, computation on the basis of 30 days to the month, is adopted. Interest will be computed for the actual time involved in each case, but whenever applicable the rule of average will obtain.

(b) In all cases, interest shall be allowed on current deductions, deposits, and redeposits at the rate of 4 percent, compounded annually, through all periods of service. When an officer or employee subject to the Retirement Act is transferred to a position wherein he does not retain his retirement status, and is entitled to refund of deductions with interest, the interest will terminate with the last day of service in the former position; and when an employee becomes absolutely separated from the service before serving five years, interest on deductions will terminate with the last day in service. A fractional part of a month in the total service in any fiscal year shall be disregarded, and no interest shall be allowed unless the service covered by the refund aggregates more than one year. After an employee has completed five years or more of creditable service, interest shall be allowed at the rate of 3 percent, compounded on June 30 of each year, during periods of separation from and after January 24, 1942. No interest will be allowed beyond the date of last separation unless a period of ninety days has elapsed from date of such separation to date of approval of refund claim. If an employee who reaches retirement age at any time during a month is continued in service to the end of the month, interest shall be allowed to the end of the month.

(c) Service credit deposits and redeposits made by potential annuitants separated from service after serving at least five years will draw interest at the rate of 3 percent, compounded annually, during the separation period until beginning date of annuity.

(d) Interest at the rate of 3 percent, compounded annually, shall be allowed on voluntary deposits during periods of employment, and, after the employee has completed at least five years' service and acquired a retirement status under the act of January 24, 1942, during periods of separation until refunded or beginning date of annuity.

§ 53.8 *Military service.* (a) Periods of honorable service in the Army, Navy, Marine Corps, or Coast Guard of the United States which do not form the basis for pension, retired pay, or compensation under any law shall be included in crediting service under the Retirement Act.

(b) An applicant for annuity who is in receipt of benefits on account of his term of honorable service in the Army, Navy, Marine Corps, or Coast Guard of the United States, may elect to surrender said benefits and to have the service upon which they are based added to his period of civil service for the purpose of obtaining a greater benefit in the form of annuity. Should it appear upon the adjudication of a claim for annuity that the claimant will benefit by the inclusion of military or naval service, and the relinquishment of benefits based thereon, he shall be so advised and permitted to exercise the right of election.

§ 53.9 *Designation of beneficiary.*

(a) The designation, change, or revocation of beneficiary shall be in writing on the prescribed Form 2806-1, signed and acknowledged in the presence of two witnesses personally acquainted with the designator, neither of whom shall be named as beneficiary, and must be received in the Commission prior to the death of the designator.

(b) Any person, firm, corporation, or legal entity may be named as beneficiary.

(c) A revocation or change of beneficiary may be made at any time and without the knowledge or consent of the previous beneficiary. Alterations or insertions restricting the right to change or revoke a designation cannot be given any force or effect. No change or revocation of beneficiary in a last will or testament, or in any other document not witnessed and filed as required by the regulations of this part shall have any force or effect.

(d) Where a writing, other than Form 2806-1, signed by the designator and duly witnessed by two persons, is received in the Commission prior to the death of the designator, in which a clear and unambiguous revocation or change of designation of beneficiary is made in substantially the same manner as that provided on Form 2806-1, and the designator dies without confirming the change or revocation by the execution of the prescribed Form 2806-1, the revocation or change shall be given the same effect as if executed on Form 2806-1: *Provided, however,* That the Commission shall, upon receipt of said writing, forward a blank Form 2806-1, to the designator at the last of the first form, and (2) if no confirmation on that form of the previous writing which shall become null and void if (1) death occurs 60 days after the filing of the first form, and (2) if no confirmation is received on said Form 2806-1 within said period.

(e) A designation of beneficiary or a change or revocation of beneficiary may be made only by an employee subject to the act whose name is borne on the rolls of the department or independent establishment at the time of execution

thereof, or by an annuitant, actual or potential.

§ 53.10 *Designation of agent.* In the case of a claim for amount due a deceased employee or annuitant where no beneficiary has been named and no executor or administrator has been appointed, but claim is made by next of kin, and if there be more than one entitled thereto, it shall be permissible for the others to designate the one who makes the claim to act as agent to receive their distributive shares.

§ 53.11 *Disclosure of information.*

(a) (1) Files, records, reports, and other papers and documents pertaining to any claim filed with the Civil Service Commission, whether pending or adjudicated, will be deemed confidential and privileged, and no disclosure thereof will be made except as provided herein.

(2) Disclosure of information from the files, records, reports, and other papers and documents shall be made to a claimant or to his duly authorized representative in matters concerning himself alone when such disclosure would not be injurious to the physical or mental health of the claimant or be regarded as a breach of confidence.

Determination as to when disclosure of information would be injurious to the physical or mental welfare of a claimant will be made by the Medical Division.

(3) By "a duly authorized representative of a claimant" is meant any person who has satisfied the Commission of his authority to act.

(4) The name or address of a beneficiary designated by an employee or annuitant will, during the life of the employee or annuitant, be furnished only to the designator when request therefor is made in writing over the signature of the designator.

(5) Such information as may properly be disclosed to a claimant personally shall, in the event of his death, be disclosed upon proper request to the duly appointed representative of his estate, or to such person as may be designated by such representative, or to a duly designated beneficiary. Where no representative of the claimant's estate has been appointed, the claimant's next of kin shall be recognized as the representative of his estate.

(6) Where copies of documents or other records are desired by or in behalf of parties to a suit, whether in a court of the United States or in any other court, such copies shall be furnished to the court only, and on an order of the court or subpoena duces tecum, addressed to the President, U. S. Civil Service Commission, requesting the same.

(7) Where a process of a United States court or other court requires the production of documents or records contained in the retirement files of a claimant, such documents will be produced in the court out of which the process has issued. Where original records are produced, they must remain at all times in the custody of a representative of the Civil Service Commission, and if offered or received in evidence, permission should be obtained to substitute a copy so that the original record may remain intact in the file.



(8) The address of a claimant as shown by the Civil Service Commission records may be furnished to duly constituted police or court officials upon proper request or the submission of a certified copy either of the indictment returned against the claimant or of the warrant for his arrest.

(9) Disclosure of the amount of annuity or refund to any claimant may be made to any National, State, county, municipal or other publicly recognized charitable or social-security administrative agency.

(10) Subject to the limitation regarding name or address of a beneficiary, all records or documents officially required by any department or other agency of the United States Government shall be furnished in response to a proper request, and Senators and Representatives of the United States in their capacity as Members of Congress of the United States shall be furnished for their official use with such records, documents or other information as may be requested for such use.

(11) Copies of papers, records, etc., the furnishing of which would be prejudicial to the interest of the Government; copies of reports of examining surgeons; reports from the War Department; or copies of records of other departments and other confidential matters, will not be furnished.

(b) Certificates of discharge, adoption papers, marriage certificates, decrees of divorce, letters testamentary or of administration, birth or baptismal records, family records, personal letters, diaries, and other personal papers or articles which may have been filed in a claim, shall, when no longer needed in the settlement of such claim, be returned to the persons entitled thereto upon written request therefor; and whenever papers so returned constitute part of the material and essential evidence in a claim, photograph or other copies of the same, or of such parts thereof as may appear to possess evidential value, shall be retained in the case.

**§ 53.12 Joint and survivorship annuities.** (a) The option to receive joint and survivorship annuity may be exercised only by employees retiring under the age or optional provisions of the Retirement Act. This applies to annuities purchased by voluntary deposits as well as the regular annuities.

(b) Any natural person may be designated as survivor annuitant under the joint and survivorship option. No more than one person may be named as survivor annuitant. The designation of a contingent survivor annuitant will not be accepted, and any such designation shall be null and void.

(c) Communication of the choice of option shall be made over the signature of the applicant on Form 3001 for use in filing claim for annuity. Receipt of a communication as set forth in this paragraph shall constitute prima facie evidence of the existence of all the elements of an election. Whenever such prima facie evidence becomes conclusive or is confirmed as hereinafter provided, an election shall have been made.

(d) Upon receipt of such communication, the Commission will advise the individual of the nature of the transaction, giving full details with respect thereto, and will solicit his confirmation of the existence of all the elements of an election. Upon receipt of such confirmation on Form 3001-A, an election shall be established as having been made as of the effective date of retirement, provided more than 30 days has elapsed from such effective date, but no such election shall be considered as having been conclusively established prior to final adjudication of the claim by the Commission.

(e) In the event of death of the designated survivor annuitant or for other good cause shown prior to final adjudication of the claim by the Commission, a new survivor annuitant may be substituted or the employee may change his election of the type of annuity selected.

(f) In any case in which an election has been conclusively established pursuant to the regulations under this section, the election, including the designation of survivor annuitant, cannot be revoked or changed.

(g) The death of a designated survivor annuitant subsequent to the final adjudication of the claim, shall not operate to cancel the election, and payments to the former employee shall continue as though the death had not occurred.

(h) Annuity payments to the survivor annuitant shall become effective on the day following the death of the former employee.

(i) The conclusive establishment of an election to receive a joint and survivorship annuity shall cancel any designation of beneficiary previously made by the employee, and any annuity accrued and unpaid at the date of death of the former employee shall be payable to the survivor annuitant named under said election.

(j) Proof of date of birth of the designated survivor annuitant shall be required prior to the adjudication of the annuity claim in all cases of election to receive joint and survivorship annuity.

**§ 53.13 Making of voluntary deposits.** (a) The option to make voluntary contributions to the civil-service retirement and disability fund for the purchase of additional annuity shall be limited to those employees serving within the purview of the Retirement Act and shall be made on the form prescribed by the Commission.

(b) No voluntary contributions shall be accepted from an employee who has failed to redeposit a refund required by section 12 (b) of the act of May 29, 1930, as amended, and/or who is otherwise indebted to the civil-service retirement and disability fund.

(c) Each voluntary contribution shall be made in the amount of \$25.00 or multiple thereof, not to exceed 10 percent of aggregate annual basic salary, pay, or compensation received since August 1, 1920, by money-order, draft, or check made payable to the Civil Service Commission, Washington, D. C.

(d) Voluntary contributions may be withdrawn only in case of transfer to a position wherein the member does not retain his status under the Retirement Act, absolute separation from the service

prior to becoming eligible for retirement on annuity, or death.

(e) The Retirement Division of the Civil Service Commission shall maintain the record and account of voluntary contributions of each employee exercising the option to make such contributions.

**§ 53.14 Purchase of additional annuity.** (a) Voluntary deposits may be used to purchase only such types of annuity as are specifically defined by the act of May 29, 1930, as amended.

(b) Any employee retiring under the provisions of section 1 of the act of May 29, 1930 (age or option), who has made voluntary deposits in the retirement fund may purchase therewith at the time of his retirement only the type of annuity elected for regular annuity, namely:

(1) Life annuity providing for return of unexpended principal; or,

(2) Increased annuity with forfeiture of unexpended principal; or,

(3) Reduced annuity of equivalent actuarial value with forfeiture of unexpended principal, payable during the life of the employee and after his death annuity in equal amount to be payable to the duly designated survivor annuitant during the life of said survivor. No election as provided by this subparagraph shall be effective in case an employee dies within thirty days after the effective date of retirement; or,

(4) Reduced annuity of equivalent actuarial value with forfeiture of unexpended principal, payable during the life of the employee and after his death one-half of such reduced annuity to be payable to his duly designated survivor annuitant during the life of said survivor. No election as provided by this subparagraph shall be effective in case an employee dies within thirty days after the effective date of retirement.

(c) Any employee retiring by reason of disability under the terms of section 6 of the Retirement Act of May 29, 1930, as amended, or on account of separation under the terms of section 7 of the said act, who has made voluntary deposits in the retirement fund to purchase additional annuity shall be limited to his election of annuity to the type of annuity elected for regular annuity, that is, a life annuity or increased annuity with forfeiture.

(d) The mortality tables submitted by the Board of Actuaries and applied to regular annuities will be used in computing annuities based on voluntary deposits in the same way and manner as they are used for computing regular annuities.

NOTE: Information concerning the mortality tables referred to in paragraph (d) of this section may be obtained from the Retirement Division, Civil Service Commission, Washington, D. C.

**§ 53.15 Appeals.** (a) An appeal may be taken to the Civil Service Commission, from the final action or order of the Retirement Division affecting the rights or interest of any person or of the United States under the civil-service retirement law, except as provided in this section.

(b) Appeals must be filed by a claimant or a duly accredited representative, but no appeal shall lie to the Commis-



sion's Board of Appeals and Review until action has been completed by the Retirement Division. An appeal taken in behalf of a claimant by or through a representative who is not recognized by the Commission, or whose recognition has been canceled, shall not be entertained.

(c) (1) Except as hereinafter ordered, the time for filing an appeal shall be not later than six months from the date of mailing notice of the final action or order of which complaint is made.

(2) In applications for disability retirement made by a department or establishment of the Government the time for filing an appeal shall be not later than 30 days from date of receipt of notice of final action or order.

(3) In cases of disability annuitants who are found upon medical examination to have recovered, the time allowed for filing an appeal shall be no later than 90 days from the date of final notice of proposed discontinuance of annuity.

(4) In simultaneously contested claims, where one is allowed and one rejected, the time allowed for the filing of an appeal shall be not later than 60 days from the date of receipt of the notice of the Commission's action by the claimant to whom the action is adverse. Upon the filing of an appeal all parties, other than the appellant, whose interests may be adversely affected by the decision shall be notified by registered letter of the filing of the appeal and of the substance thereof and allowed 30 days from the date of the receipt of such notice within which to file brief or argument in answer thereto before the papers are forwarded to the Board of Appeals and Review. The return of a registered letter unclaimed, containing notice, addressed to the last known post-office address, shall constitute sufficient evidence of notice.

(d) Each appeal shall show the name and post-office address of appellant, his retirement claim number, the date and substance of the action from which the appeal is taken, and full reasons for the appeal.

(e) In proceedings before the Commission in which it shall be decided that a party has no right to appeal or that said appeal may not be entertained under the provisions of this section, such party may apply to the Commissioners for an order directing the Retirement Division to forward the record to the Board of Appeals and Review. Such application shall be in writing and shall fully and specifically set forth the grounds upon which the request is based. If upon consideration the application is granted, jurisdiction shall vest in the Board of Appeals and Review to dispose properly of the case.

(f) The mandate of the decision by the Board of Appeals and Review shall be carried into effect within 60 days from the date of the receipt of notice of the decision by the Retirement Division (except as hereinafter provided), unless the decision shall sooner be recalled. A proper explanation of the decision rendered shall be mailed to the appellant and/or his duly authorized representative by the Board of Appeals and Review.

(g) In any case involving conflicting claims of two or more parties wherein the time allowed for appeal is limited to 60 days, there shall be a stay of execution of the decision of the Board of Appeals and Review until the expiration of the period of 30 days within which a motion for reconsideration may be filed.

(h) No appeal will be considered by the Civil Service Commission to review the decisions of the Secretary of the Interior prior to July 21, 1930, or of the Administrator of Veterans' Affairs prior to September 1, 1934, on civil-service retirement cases except where upon the basis of newly discovered material evidence, the case has been reconsidered by the Retirement Division. In the latter event, the provisions of this section shall apply.

§ 53.101 *Basic records*—(a) *Records to be kept.* The administrative offices of the departments and independent agencies shall initiate and maintain as hereinafter provided a retirement record system which will furnish all required information for each employee subject to the provisions of the Civil Service Retirement Act, and which shall form the basic record for all retirement purposes. The basic record shall consist of an individual retirement account for each employee and an annual summary of retirement fund transactions. (Supported by an adjustment register when necessary.)

(b) *Individual account.* The individual retirement account, Civil Service Commission Form 2806, shall be established for each employee in the Government service who is subject to the provisions of the Civil Service Retirement Act, and shall be maintained by the employing department or agency. The retirement account (supplemented by the designation of beneficiary, Form 2806-1, maintained in the Retirement Division of the Civil Service Commission) shall be the basic record from which the rights of individuals under the Retirement Act shall be determined, and shall be used to support all payments from the Civil Service Retirement and Disability Fund. Each retirement account shall contain the following detailed information and such other data as may from time to time be deemed essential by the Civil Service Commission to a proper determination of rights under the Retirement Act:

(1) Present name of employee and reference to any other name under which service was rendered.

(2) Date of birth.

(3) Sex.

(4) Race. "W"—white, "C"—colored and "O"—other (If available.)

(5) All periods of employment. (For the duration of the present emergency, due to the inability of most war agencies to maintain currently, and to supply completed retirement account cards (Form 2806), all known periods of Federal employment will be posted. Prior government employment may be noted as "Not Verified". Employment within the agency shall be certified as to completeness and accuracy.)

(6) Reference to all periods of military or naval service claimed.

(7) All periods of leave in excess of six months in the aggregate in any calendar year—in computing excess leave, all periods of annual and sick leave, leave without pay and furloughs shall be included.

(8) A complete accumulative record of retirement deductions covering service in the agency by fiscal years, including deposits and redeposits for service credit.

(9) Citation as to vouchers and appropriations involved in any adjustment of illegal dual service.

§ 53.102 *Maintenance of individual retirement account*—(a) *Standard abbreviations.* All appointments, separations and changes in status, etc., shall be recorded on the retirement account in accordance with the standard abbreviations for personnel changes as outlined in Civil Service Form No. 2822, Revised.

(b) *Posting retirement deductions, deposits and redeposits.* At the end of each fiscal year the total retirement deductions taken from the salary or compensation, the amount of tontine included therein (see § 53.105), and the resulting net credit for the year, shall be posted from the payroll posting media for each employee to the appropriate columns on the fiscal side of his retirement account, the previous year's balance brought forward and the total credit entered.

In like manner there shall be entered on a separate line any deposit or redeposit made for the purchase of service credit or any collection of retirement deductions not currently withheld in prior fiscal years. Where the collection for service credit is made through the Civil Service Commission notice thereof on Form No. 3055 will be furnished to the department or agency concerned, which shall record the collection in accordance with the instructions contained in the notice.

The beginning date of deductions for each period of service shall be shown in the "remarks" column on the fiscal side of the retirement account card. Example: "Ded. began 9-1-38."

In no case shall voluntary deposits made under the provisions of section 4 of the Act of August 4, 1939, be entered on Form 2806. The record and account of voluntary deposits under that Act shall be maintained by the Retirement Division of the Civil Service Commission.

(c) *Posting service record.* Those agencies which maintain the service history side of the retirement account shall record all appointments, changes in status, changes in salary or rate of pay, and any other pertinent information on the service history side of the card in the appropriate columns. Those agencies which maintain only the fiscal record will record the date and kind of appointment, the designation and office of employment in the space provided in the upper right hand corner on the fiscal side of the card. In either type of record there shall also be shown any leave of absence in excess of six months in the aggregate in any calendar year, it being borne in mind that the provisions of section 5 of the Retirement Act with regard to exclusion of leave in excess of six months in computing annuitable service



applies to the calendar year and not to the fiscal year. Example: "Excess leave 1938; annual 26 days, sick 30 days, without pay 150 days."

When establishing a record the agency shall also enter on the card whatever information is available within the agency—for example, information in the employee's application for employment—as to prior unverified service in other agencies. This statement of prior service in other agencies shall be noted "not verified".

When furnishing the record of an employee compensated on a w. a. e. (when actually employed) basis, the total number of days on which he was in a pay status shall be clearly indicated by calendar years. Where employment was on a regular per diem or per hour basis it shall be shown whether the service was on the basis of a 365-day year; 313-day year; 261-day year, or other period.

(d) *Use of margins.* All entries shall be kept within the lines ruled on the card if possible, and nothing written in the margins, particularly the right and left margins. If necessary a second line shall be used instead of the margins. (In using the record it is frequently perforated in the margin to be bound in the file, which may obliterate any entry in the margin or cause it to be obscured from view.)

(e) *Changes and erasures.* Any change or erasure of date, salary or cause of separation on the service history side of Form 2806, or any change or erasure of date in column 1 or of amount in columns 2 or 3 on the fiscal side shall be noted and initialed by the countersigning or certifying officer, or person designated by him, as near as possible to the item corrected. Certification shall occupy as little space as possible, and shall show the date, salary, amount, or cause of separation to which changed. Small rubber stamps are desirable. The following or similar forms shall be used: "Date changed to 4-16-38." "Amt. changed to \$1860." "Cause of separation changed to Res."

(f) (1) *Completion and furnishing of record upon separation.* Immediately upon the separation of an employee from the service of any department or agency the retirement account shall be completed to date, and the cause and date of separation recorded. The account shall then be certified as to its correctness, proper entry therefrom made on the register of separations as provided in paragraph (c) of § 53.107, and forwarded at once to the Civil Service Commission, together with any claim that may be on file at that time. In no case shall the retirement account be held in a department or agency awaiting the receipt of a claim.

(2) In recording a separation the facts in each individual case shall be given briefly, but in sufficient detail for the Commission to determine whether the separation was voluntary or involuntary, and if involuntary, whether for misconduct or delinquency within the meaning and intent of the Retirement Act. In any case where separation occurs for reasons other than voluntary (resignation) a brief but clear statement of the

facts shall be recorded on the retirement account, or a written statement in appropriate form attached thereto when forwarded to the Commission. (It is necessary to consider not merely the form in which the separation was accomplished, but the conditions which induced the result. As generally used for retirement purposes the term "voluntary" denotes a separation from the service at the desire and for the convenience of the employee, while the term "involuntary" contemplates a separation for administrative reasons, such as lack of work, reduction of force, or a separation against the will or without the consent of the employee.)

(3) Not less than six months preceding eligibility for retirement (age), or whenever an employee requests optional retirement, a letter shall be directed to the Civil Service Commission, Retirement Division, listing the employee's unverified prior service in other agencies. The Commission will then obtain verification of this service and forward it to the requesting agency. An application for disability retirement, when submitted to the Retirement Division of the Civil Service Commission, must be accompanied by a letter listing the employee's unverified prior service in other agencies.

(4) When an employee is dropped for retirement on account of disability the date on which pay ceased shall be shown under "remarks" on the fiscal side of his retirement account card.

(5) When an employee is separated by death the 5% of salary to date of death shall be included in his retirement account in accordance with General Accounting Office Regulation No. 54, Supplement No. 9, dated May 27, 1936. No retirement deductions shall be withheld from lump sum payments in lieu of accumulated or accrued annual leave under the act of December 21, 1944 (Public Law 523). If the employee was in a non-pay status at the time of death the period involved shall be stated. The claim for refundment of retirement deductions is separate and distinct from the claim for residue of salary, and shall not be held pending settlement of the claim for residue of salary unless there is some question as to the amount due.

(g) *Certification of record.* Certification shall be made on the line next following the last entry on the fiscal side of the card, but it shall also cover the data shown on the service history side as indicated in the following form of certification:

Deductions and service certified correct.

(Signature and title of designated official.  
Date)

(See § 53.103.)

(h) *Accounts with various funds maintained separately.* Accounts for the Civil Service Retirement and Disability Fund, the Canal Zone Retirement and Disability Fund and the Alaska Railroad Retirement and Disability Fund are maintained separately. Amounts deducted for the different funds shall not be consolidated on the employee's retirement account. When an employee goes from a position within the purview of one law to a position within the purview

of another law the second office shall not take up in its accounts the amount of retirement deductions to the employee's credit when he left the former position. In such cases the employee concerned should obtain a refund of the retirement deductions taken while in the first position, and if he so desires, he may make application for the purchase of service credit under the act covering his new position.

§ 53.103 *Certifying officers; signature cards.* Certification as to the correctness of retirement records shall be made by officials regularly designated by the head of the department or agency. The Retirement Division of the Civil Service Commission shall be furnished with duly authenticated signature cards in triplicate on Retirement Form 3420 for each designated official. The heads of the various departments and agencies shall promptly advise the Commission of any change in certifying officers.

§ 53.104 *Retirement deductions—(a) Coverage.* The Retirement Act requires that retirement deductions shall be taken currently from the compensation of each employee coming within the purview thereof.

Retirement deductions shall be taken from the basic salary, pay or compensation of all appointive officers and employees in or under the executive, judicial, and legislative<sup>1</sup> branches of the United States Government who are not subject to another retirement system for such personnel, except heads of executive departments and agencies and employees excluded by Executive order. The same is true with respect to all officers and employees of the municipal government of the District of Columbia not subject to another retirement system for such persons.

(b) *Employees excluded by Executive Order 9154 with certain exceptions.* Employees given temporary appointments for 1 year or less, certain employees paid on a when-actually-employed basis without regular tour of duty, contract and fee-basis employees, etc., were excluded by Executive Order 9154 dated May 1, 1942. This order reads as follows:

(1) Employees in the following classifications of Federal personnel in the Executive branch of the Government are hereby excluded from the operation of the said Retirement Act, unless eligible for retirement benefits by continuity of service, by reinstatement, or otherwise:

(a) Employees whose expected service will be for brief periods but not to exceed one year.

(b) Employees paid by the hour, day, month, or year when actually employed, whose employment is periodic, part-time, or recurrent and for whom a regular tour of duty is not contemplated.

(c) Employees and consultants paid on a contract or fee basis.

(d) Employees paid on a piece-work basis, except when serving under regular or permanent appointment.

(e) Cooperative employees not wholly under the control of the Federal Government and not otherwise subject to the Civil Service Retirement Act.

<sup>1</sup> Certain legislative employees have the right of election to come under the system. (50 Stat. 512; 56 Stat. 13)



(f) Officers and employees without compensation or with nominal compensation of \$12.00 or less per annum.

(g) Intermittent alien employees engaged on work outside the continental limits of the United States.

(h) Member and patient employees in Government hospitals or homes.

(i) Employees serving under temporary appointments pending final determination of their eligibility for permanent or indefinite appointment.

(j) Acting postmasters, clerks in fourth-class post offices, substitute rural carriers, and special-delivery messengers at second-, third-, and fourth-class post offices.

(2) The Civil Service Commission is authorized to determine the applicability of the above classifications to specific officers and employees or groups of officers and employees in the Executive branch of the Government.

(3) This order shall be effective as of January 24, 1942, except that it shall not be so construed as to defeat any retirement rights of officers and employees acquired before the date of this order.

By the terms of the order, employees in any of the categories listed therein have a retirement status if they are eligible for retirement benefits by continuity of service, by reinstatement, or otherwise. Such employees continue under the system until they become absolutely separated from the Government service or are transferred to a position under another Federal retirement system.

**§ 53.105 Tontine; based on pay status in calendar month.** The phrase "major fraction thereof" as used in section 12 (a) of the Retirement Act has reference to the major fraction of the calendar month. The retention of \$1 is predicated upon the receipt of salary, pay or compensation, from which retirement deductions have been withheld, and tontine during a calendar month is determined on a pay status when making and accounting for retirement deductions.

There is no separate tontine fund. The total deductions for the calendar month less the sum of \$1 shall be credited to the employee's individual account whenever the employee is in a pay status for more than one-half of such month. If an employee is in a pay status for the major fraction of a calendar month and the total retirement deductions covering such month amount to less than \$1, the total amount deducted shall be recorded as a credit to the retirement fund without any credit to the employee's individual account. An employee who is on the rolls in a pay status for one-half month or less shall receive credit in his individual account for the full amount of retirement deductions taken for such period.

**§ 53.106 Reemployed annuitants.** When an annuitant receiving annuity under any provision of the Retirement Act is reemployed, the Commission shall be immediately informed of that fact, and advised as to the date of reemployment and whether such reemployment is of a permanent or temporary nature. This is imperative in order to prevent concurrent payment of annuity and salary.

**§ 53.107 Reports of retirement fund transactions—(a) Reports to be submitted.** In addition to the individual retirement account, each department or independent agency shall maintain a register of employees appointed thereunder, a register of employees separated therefrom, and a register of adjustments, and shall submit annually a summary of retirement fund transactions. The annual summary of retirement fund transactions, Form 2807-2, shall be submitted as soon as possible after the close of each fiscal year, accompanied by a register of adjustments on Form 2807-1, where adjustments of prior reports are necessary. Such records shall be made in duplicate, the original forwarded to the Commission and the carbon retained by the office maintaining the record. In the event a department finds it expedient to maintain its individual retirement accounts in the various bureaus and submit its reports accordingly, the procedures prescribed shall apply to such bureaus in the same manner as to a department or independent agency.

(b) *Register of appointments.* A register of appointments shall be maintained on Form 2807, or acceptable substitute, recording the unrefunded deductions to the credit of the employees appointed during the year as shown on any individual retirement accounts (Form 2806) received for such employee. (If no individual retirement account is received, no entry on the appointment register is necessary.) If Form 2807 is used no entry shall be made in columns 2, 3, and 4. The name of the employee shall be entered in column 1 and the amount of unrefunded retirement deductions to his credit at the time of appointment as shown by his individual account shall be entered in column 5. The total of all entries in column 5 for the fiscal year shall be used to support the entry "Register of Appointments" on the annual summary and must be in agreement therewith.

(c) *Register of separations.* A register shall be maintained on Form 2807, or acceptable substitute, of all separations during the fiscal year. When Form 2807 is used as a register of separations the name of the employee separated shall be entered in column 1 and the total deductions remaining to the credit of the employee at separation as shown by the last entry on his individual account shall be entered in column 5. (Columns 2, 3, and 4 may be used by those offices which desire to so record the information regarding current deductions.) In no case shall tontine be included in the net credit of the employee, either on his retirement account or on the register of separations, regardless of the cause of separation. The final total of column 5 shall be used to support the entry "Register of separations" on the annual summary, and must be in agreement therewith. In case of transfer from one bureau to another in the same department no entry shall be made on either the appointment or separation register unless the accounts are maintained and reports submitted

by bureaus as specified in paragraph (a) of this section.

(d) *Register of adjustments.* The register of adjustments (Form 2807-1) is prescribed to provide an adequate medium for posting in the control accounts any corrections of prior reports. Any correction of individual retirement accounts necessitating a change in any of the amounts shown on a previous annual summary of retirement fund transactions shall be noted on the register of adjustments so as to show the name of the employee concerned, any increase or decrease in gross deductions or tontine and the resulting net increase or decrease in the net balance of the employee's individual account in each case, together with a citation as to the fiscal year in which the error occurred. The character of the error in each case shall be recorded in the explanation column of the register in sufficient detail to afford a basis for the proper bookkeeping entry. When an adjustment of the account is occasioned by an adjustment of the retirement fund, the explanation shall include citations of the appropriation symbols of the accounts affected, and the dates and numbers of vouchers or other documents used as posting media. It is preferable that increases be shown in black and decreases in red, but any other distinct method will be acceptable. The final result of the net deductions column shall be used to support the fourth item on the annual summary, and shall be in agreement therewith.

(e) *Annual summary of retirement fund transactions.* The annual summary of retirement fund transactions (Form 2807-2) has been prescribed to provide a uniform method of summarizing retirement fund transactions. For the present the first and second columns will be used only in reporting items 6, 7, and 8.

The summary for each fiscal year shall bring forward in the third column the balance at the close of the preceding fiscal year as shown by the last entry on the summary submitted for that year. Item 2, "Register of appointments" shall be posted from the register of appointments and shall agree therewith. The total adjustments of prior fiscal year reports shall be posted in the third column under item 4. Under item 6 "Current fiscal year payroll deductions" there shall be entered in the first column all deductions taken on the payroll during the fiscal year for credit to the retirement fund; the amount of tontine included therein shall be entered in column 2, and the net credit extended to column 3. Under item 7 there shall be entered in the first column the sum of all amounts submitted by employees for the purchase of service credit, including items posted to the employees' individual retirement accounts from information furnished by the Commission on Form 3055, for the current year. The amount of tontine included therein shall be entered in the second column and the net amount extended to the third column. Items 6 and 7 shall be totaled for all three columns under item 8. These



totals shall agree with the total current year's postings to the individual retirement accounts of employees, including the accounts of employees separated during the year.

Any adjustment for the current fiscal year which cannot be properly taken care of under some fiscal year item may be entered under item 9, in which event a separate adjustment register shall be submitted to cover this item. The total as shown on the register of separations shall be entered under item 12 as a deduction from the total to be accounted for, and the balance brought down under item 13, which item shall agree with the aggregate of balances on the individual accounts of employees still on the rolls at the close of the fiscal year for which the report is submitted.

§ 53.108 *Set-off on account of indebtedness to the Government.* It is incumbent upon the Civil Service Commission when adjudicating claims for retirement credits due former employees to make proper set-offs from the total amounts due, for repayment to the appropriation or appropriations involved, of any unliquidated amounts chargeable to such employees on account of advance payments for unearned annual or sick leave, overpayment of salary, or other indebtedness to the Government.

In filing claims for reimbursement on account of overdrawn leave the agencies concerned shall execute Form 3037 (Statement of Account of Overdrawn Annual and/or Sick Leave) in duplicate. In all cases involving withholding tax the amount of tax deductions included in the overpayment shall be entered directly below the space provided for gross indebtedness so that the form will show the total amount due the appropriation, the amount of tax deductions, and the balance for recovery from the retirement fund. The report shall show whether the amount of tax deductions has been taken up as Internal Revenue Collections or is being held in a special deposit account, in which case the special deposit account shall be fully identified. In each case involving withholding tax one copy of Form 3037 shall be forwarded to the General Accounting Office, Claims Division, at the same time the claim against the retirement fund is forwarded to the Commission. In all other cases both copies shall be forwarded to the Commission. Claims forwarded to the Commission should be attached to Form 2806 whenever possible.

Claims for set-off on account of indebtedness to the Government for reasons other than overdrawn leave shall be submitted to the Commission in letter form, in duplicate, setting forth all pertinent facts in the case, including the amount to be recovered and the symbol and title of the appropriation to be credited.

By the United States Civil Service Commission.

[SEAL] LUCILLE FOSTER McMILLIN,  
Acting President.

APRIL 27, 1945.

[F. R. Doc. 45-6844; Filed, Apr. 28, 1945;  
10:12 a. m.]

## TITLE 6—AGRICULTURAL CREDIT

### Chapter I—Farm Credit Administration, Department of Agriculture

#### Subchapter A—Administrative Provisions

##### SURPLUS PROPERTY

#### DELEGATION OF DISPOSAL AUTHORITY WITH RESPECT TO AGRICULTURAL AND FOREST REAL PROPERTY TO FEDERAL FARM MORT- GAGE CORPORATION

Pursuant to section 8 of the Surplus Property Act of 1944 (58 Stat. 765), § 8301.3 (f) (1) of Regulation 1 issued by the Surplus Property Board on April 2, 1945 (10 F.R. 3764), and order of the Secretary of Agriculture issued April 26, 1945 (10 F.R. 4647), there is hereby delegated to the Federal Farm Mortgage Corporation, subject to the general supervision and direction of the Governor of the Farm Credit Administration and under regulations approved by the Secretary of Agriculture, the authority and responsibilities conferred upon the Department of Agriculture by the Surplus Property Board, under § 8301.3 (f) (1) of Regulation 1 issued by the Surplus Property Board on April 2, 1945 (10 F.R. 3764), as the disposal agency for surplus real property, and delegated to the Governor by the said order of the Secretary of Agriculture, together with such other authority or responsibilities as the Department may be called upon from time to time to exercise or discharge with respect to carrying out the provisions of the Surplus Property Act of 1944 concerning real property, and as may be delegated by the Secretary to the Governor; and the Federal Farm Mortgage Corporation is authorized to use, in exercising any such authority or discharging any such responsibilities conferred upon it, the services and facilities of the Federal land banks and national farm loan associations.

(Sec. 8, 58 Stat. 765; sec. 8301.3 (f) (1) SPB Reg. 1, 10 F.R. 3764; Order of Secretary of Agriculture, April 26, 1945, 10 F.R. 4647)

Issued this 28th day of April 1945.

[SEAL] I. W. DUGGAN,  
Governor,  
Farm Credit Administration.

[F. R. Doc. 45-6962; Filed, Apr. 30, 1945;  
11:16 a. m.]

### Chapter II—War Food Administration (Commodity Credit Corporation)

#### PART 243—DAIRY PRODUCTION PAYMENTS

Sec.	
243.0	Introduction.
243.1	Eligible producers.
243.2	Eligible dairy products.
243.3	Rates of payment.
243.4	Measure of payment.
243.5	Prerequisites to payment.
243.6	Payment.
243.7	Assignment and set-off.
243.8	Death, incompetency, or disappearance.
243.9	Lost, stolen, or destroyed drafts.
243.10	Instructions and interpretations.
243.11	Revocation or amendment.

AUTHORITY: §§ 243.0 to 243.11, inclusive, issued under 49 Stat. 4, 50 Stat. 5, 53 Stat. 510, 55 Stat. 498, 57 Stat. 566; 15 U.S.C. and Sup. 713.

§ 243.0 *Introduction.* In an effort to maintain and increase the production of eligible dairy products, the War Food Administration through Commodity Credit Corporation (herein called "Commodity"), a corporate agency of the United States, pursuant to announcement heretofore made, hereby offers to make dairy production payments to eligible producers for the period beginning April 1, 1945 and ending June 30, 1945, all in the manner and subject to the terms and conditions specified in this offer.

§ 243.1 *Eligible producers.* Payments under this offer shall be available, upon compliance with the terms and conditions specified herein, to the following (herein called "eligible producers"); (a) Dairy farmers who sell eligible dairy products during the term of this offer; and (b) distributors and processors of eligible dairy products in respect of eligible dairy products produced from their own herds during the term of this offer.

§ 243.2 *Eligible dairy products.* The term "eligible dairy products", as used herein, shall mean whole milk, butterfat, butter, and cream produced in any of the 48 States of the United States or the District of Columbia by the eligible producer who applies for payment hereunder in respect thereof, but shall not include goat's milk or goat's milk products.

§ 243.3 *Rates of payment.* The rates of the payment hereunder shall be those specified in Schedule A, attached hereto and by this reference made a part hereof, as applicable to the period covered by such payment for the area in which the farm on which such eligible dairy products were produced is located, except as may otherwise be specifically determined and authorized by the War Food Administrator and approved by the Office of Economic Stabilization.

§ 243.4 *Measure of payment.* Payments in respect of eligible dairy products, pursuant hereto, shall be based upon the quantity of whole milk or butterfat: (a) Produced by eligible producers and sold by them; or (b) in the case of eligible producers who are distributors or processors handling also dairy products produced by others, produced from their own herds, during the period covered by the application for payment. For the purpose of any such payment for the period covered by the application for payment: (1) The quantity of whole milk shall be rounded to the nearest hundredweight; (2) the quantity of butter shall be converted to pounds of butterfat on the basis of eight-tenths (0.8) pound of butterfat per pound of butter; (3) the quantity of cream sold (or in the case of eligible producers who are processors or distributors, earmarked) for consumption as cream shall be converted to pounds of butterfat on the basis of four-tenths (0.4) pounds of butterfat per quart of cream; (4) the quantity of butterfat shall be rounded to the nearest pound; and (5) the quantity of milk sold



by liquid measure shall be converted to pounds of whole milk on the basis of 2.15 pounds per quart. To the extent that eligible producers deliver whole milk and do not recover their skim milk, payments hereunder shall be made on the basis of the applicable whole milk rates regardless of the basis on which they are paid for their product. To the extent that eligible producers deliver cream or butter, or deliver milk as whole milk and recover their skim milk, payments hereunder shall be made at the applicable butterfat rate.

**§ 243.5 Prerequisites to payment.** This offer shall be deemed to be accepted by, and payments hereunder will be made to, eligible producers who: (a) File applications for payment, in such form as shall be approved by Commodity, with the County AAA Committee in the county in which the eligible dairy products covered thereby were produced, or file such applications with such other agent as may be designated, not later than two calendar months after the last calendar day of the payment period for which the application for payment is submitted and during which the eligible dairy products, for which the application for payment is submitted, were produced (the respective payment periods shall be designated by the Agricultural Adjustment Agency), and (b) supply, with such application for payment, evidence satisfactory to such County AAA Committee (or such other agent as may be designated) with respect to their eligibility, compliance with this offer, and the proper amounts of such payments. Milk statements or sale receipts issued by co-operators, dairies, creameries, and others, showing the amount of whole milk or butterfat purchased, the date of purchase, and the names of the seller and buyers will be considered satisfactory evidence of sales. In the event an eligible producer is a distributor of eligible dairy products produced by his own herd, sales of such eligible dairy products in the course of such distribution may be totaled for the purpose of recording on the application for payment, and his personal certification of the amount sold, number of cows milked, amount and type of feed used, and customers served, may, in the discretion of the County AAA Committee, (or such other agent as may be designated) and subject to such rules as Commodity prescribes, including examination of the records of account of such producer, be accepted as sufficient if such certification is consistent with the County AAA Committee's knowledge (or the knowledge of such other agent as may be designated) of the eligible producer's business and is made in accordance with rules as prescribed by Commodity.

**§ 243.6 Payment.** Payment hereunder, on the basis of each such application for payment which has been approved by the applicable County AAA Committee (or such other agent as may be designated), shall, unless Commodity prescribes a different method of payment, be made by a non-interest-bearing draft drawn by such County AAA Committee (or such other agent as may be designated) on Commodity and pay-

able at any Federal Reserve Bank or branch thereof. If the amount of payment to which the eligible producer would otherwise be entitled, as computed by the County AAA Committee (or such other agent as may be designated), is less than one dollar (\$1.00), no payment shall be made. Such draft shall be made payable to the person shown in the corresponding application for payment to be the eligible producer, except in the case of death, incompetency, or disappearance of such person. Each draft shall be given a serial number and shall be prepared in duplicate. The original thereof shall be delivered to the eligible producer and the copy retained in the County AAA office (or the office of such other agent as may be designated). The making of any payment on the basis of an approved application for payment filed hereunder shall not constitute final acceptance of the validity or amount of the claim represented thereby. Any applicant who is determined by Commodity acting through the applicable County AAA Committee (or such other agent as may be designated) to have filed a wilfully falsified application pursuant to this offer by falsifying the amount, by including dairy products any part of which have been adulterated, or otherwise, shall be deemed ineligible for payment for the payment period for which such claim was filed. Except as otherwise provided in this offer, payments made on an application later determined to be wilfully falsified shall be repaid by the applicant. If it is determined that an improper application resulted from factors beyond the knowledge and control of the applicant, Commodity acting through the applicable County AAA Committee (or such other agent as may be designated) may accept a revised application and pay the amount which it deems proper. The provisions of this section shall not preclude legal action by Commodity under the Criminal Code of the United States against any producer who submitted an application for payment under this offer for an amount in excess of the amount which would be proper in accordance with the terms of the offer.

**§ 243.7 Assignment and set-off.** Payments due or to become due hereunder shall not be assignable in whole or in part. Payments hereunder shall be subject to set-offs for indebtedness of the eligible producer to United States of America or any agency or corporation thereof recorded on any County AAA office debt register (or the debt register of such other agent as may be designated) and this offer is expressly made subject to such provision for set-offs.

**§ 243.8 Death, incompetency, or disappearance.** In case of death, incompetency, or disappearance of an eligible producer, application for any payment hereunder may be made by any person who, under the regulations contained in Agricultural Adjustment Agency Form ACP-122, would be entitled to payment. In any such case, the person filing the application shall execute Agricultural Adjustment Agency Form ACP-103 and file such executed form, attached to the application for payment hereunder, with

the County AAA Committee (or such other agent as may be designated).

**§ 243.9 Lost, stolen, or destroyed drafts.** In the event any executed draft shall be lost, stolen, or destroyed the fact of such loss, theft, or destruction shall be reported immediately to the office of the applicable County AAA Committee (or such other agent as may be designated) and, in such event, the issuance of a duplicate draft shall be subject to such conditions as Commodity shall, from time to time prescribe.

**§ 243.10 Instructions and interpretations.** Commodity shall have the right to supplement or clarify any provision or provisions of this offer or alter any procedure contained herein at any time by the issuance of instructions or interpretations in connection therewith.

**§ 243.11 Revocation or amendment.** Commodity may amend or revoke this offer at any time, but no such amendments or revocation shall be applicable to eligible dairy products produced prior to the effective time of such amendment or revocation.

COMMODITY CREDIT CORPORATION,  
RALPH W. OLMSTEAD,  
Vice President.

SCHEDULE A—DAIRY PRODUCTION PAYMENT SCHEDULE,  
APRIL 1, 1945 THROUGH JUNE 30, 1945

State	Counties	Rate per cwt. of milk delivered	
		April	May through June
Alabama.....	Baldwin, Mobile.....	90	55
	All other counties.....	70	35
Arizona.....	All counties.....	70	35
Arkansas.....	do.....	70	35
California.....	Imperial, Los Angeles, Orange, Riverside, San Bernardino, San Diego, Santa Barbara, Ventura, All other counties.....	80	45
	All counties.....	70	35
Colorado.....	do.....	80	45
Connecticut.....	do.....	80	45
Delaware.....	do.....	70	35
Florida.....	do.....	90	55
Georgia.....	do.....	90	55
Idaho.....	Benewah, Bonner, Bounding, Clearwater, Kootenai, Latah, Lewis, Nez Perce, Shoshone, All other counties.....	70	35
	All counties.....	60	25
Illinois.....	do.....	60	25
Indiana.....	do.....	60	25
Iowa.....	do.....	60	25
Kansas.....	do.....	60	25
Kentucky.....	do.....	60	25
Louisiana.....	do.....	70	35
Maine.....	do.....	70	35
Maryland.....	do.....	70	35
Massachusetts.....	do.....	80	45
Michigan.....	do.....	60	25
Minnesota.....	do.....	60	25
Mississippi.....	do.....	70	35
Missouri.....	do.....	60	25
Montana.....	do.....	60	25
Nebraska.....	do.....	60	25
Nevada.....	do.....	70	35
New Hampshire.....	do.....	70	35
New Jersey.....	do.....	80	45
New Mexico.....	do.....	70	35
New York.....	do.....	70	35
North Carolina.....	do.....	90	55
North Dakota.....	do.....	60	25
Ohio.....	do.....	60	25
Oklahoma.....	do.....	70	35
Oregon.....	do.....	70	35
Pennsylvania.....	do.....	70	35
Rhode Island.....	do.....	80	45
South Carolina.....	do.....	90	55



**SCHEDULE A—DAIRY PRODUCTION PAYMENT**  
**SCHEDULE, APRIL 1, 1945, THROUGH JUNE 30,**  
**1945—Continued.**

State	Counties	Rate per cwt. of milk delivered	
		April	May through June
South Dakota.....	All counties.....	60	25
Tennessee.....	Fayette, Shelby.....	70	35
	All other counties.....	60	25
Texas.....	All counties.....	70	35
Utah.....	do.....	70	35
Vermont.....	do.....	70	35
Virginia.....	do.....	70	35
Washington.....	do.....	70	35
West Virginia.....	do.....	70	35
Wisconsin.....	do.....	60	25
Wyoming.....	do.....	60	25

The rate of payment on butterfat deliveries is the same for all sections of the country, and will be 17 cents per pound during April 1945, and 10 cents per pound during May and June 1945.

[F. R. Doc. 45-6853; Filed, Apr. 28, 1945; 11:05 a. m.]

**PART 258—AMERICAN CHEDDAR CHEESE**  
**PAYMENTS**

**OFFER IN CONNECTION WITH PURCHASE AND**  
**SALE OF AMERICAN CHEDDAR CHEESE IN U. S.**

The "Offer In Connection With Purchase and Sale of American Cheddar Cheese in United States," dated January 27, 1945 (10 F.R. 1313, 2953), is hereby made applicable to Cheddar cheese produced during the period June-December 1945, both months inclusive.

Dated: April 26, 1945.

**RALPH W. OLMSTEAD,**  
*Vice President.*

[F. R. Doc. 45-6851; Filed, Apr. 28, 1945; 11:05 a. m.]

**TITLE 8—ALIENS AND NATIONALITY**

**Chapter I—Immigration and**  
**Naturalization Service**

**PART 136—APPEALS FROM DECISIONS BY**  
**BOARD OF SPECIAL INQUIRY**

**NONACCEPTANCE BY EXCLUDED ALIEN OF PRIV-**  
**ILEGES GRANTED ON APPEAL**

**APRIL 9, 1945.**

The following new section is added to Part 136, Title 8, Chapter I, Code of Federal Regulations:

§ 136.7 *Notice of decision on appeal; abandoned applications for admission.* The Central Office shall notify the interested field officers of the decision made by the Board of Immigration Appeals, acting for the Attorney General, in the case of an alien whose appeal from the excluding decision of a board of special inquiry is considered and determined. The officer in charge at the port where the exclusion occurred shall notify the alien of such decision. If the decision

provides for the reopening of the case or for the admission of the alien and he is in contiguous territory and does not appear for the reopening hearing or for admission to the United States within whatever period of time is specified in the decision or, where no such period is specified, within 60 days after the date of the notice addressed to him at his last known address, he shall be regarded as having abandoned his application for admission to the United States and the proceedings in his case shall be closed without prejudice to any future application. Any subsequent application for admission shall be considered as a new application. (Sec. 17, 39 Stat. 887; 8 U.S.C. 153)

(Sec. 23, 39 Stat. 892, sec. 24, 43 Stat. 166, sec. 37 (a), 54 Stat. 675; 8 U.S.C. 102, 222, 458; Sec. 1, Reorg. Plan No. V, 5 F.R. 2223; 8 CFR 90.1, 8 F.R. 8735)

**UGO CARUSI,**  
*Commissioner of*  
*Immigration and Naturalization.*

Approved:

**FRANCIS BIDDLE,**  
*Attorney General.*

[F. R. Doc. 45-6902; Filed, Apr. 28, 1945; 3:07 p. m.]

**TITLE 14—CIVIL AVIATION**

**Chapter I—Civil Aeronautics Board**

[Regs., Serial No. 293-A]

**AIR-TRAFFIC CONTROL-TOWER OPERATORS**

**ISSUANCE OF CERTIFICATES**

Issuance of air-traffic control-tower operator certificates limited to the control of aircraft at airports operated by the United States military services. Special Civil Air Regulation.

At a session of the Civil Aeronautics Board held at its office in Washington, D. C., on the 27th day of April, 1945.

Effective April 27, 1945, Special Civil Air Regulation Serial Number 293 is amended by striking the word "Navy" wherever it appears and inserting in lieu thereof the words "military services."

NOTE: This regulation waives § 26.1 (a).

(52 Stat. 984, 1007; 49 U.S.C. 425, 551)

By the Civil Aeronautics Board.

[SEAL] **FRED A. TOOMBS,**  
*Secretary.*

[F. R. Doc. 45-6951; Filed, Apr. 30, 1945; 10:27 a. m.]

[Regs., Serial No. 335]

**NORTHEAST AIRLINES, INC.**

**WAIVER OF REQUIREMENTS WITH RESPECT TO**  
**FIRST PILOTS**

Noncompliance with the requirements of § 40.2611 (b) of the Civil Air Regulations with respect to new scheduled route of Northeast Airlines, Inc., between Boston, Massachusetts, and New York, N. Y. Specil Civil Air Regulation.

At a session of the Civil Aeronautics Board held at its office in Washington, D. C., on the 27th day of April 1945.

The following Special Civil Air Regulation is made and promulgated to become effective May 1, 1945:

Any first pilot listed in the Northeast Airlines, Inc., air carrier operating certificate on March 1, 1945, will be deemed to have met the route requirements of § 40.2611 (b) of the Civil Air Regulations for the piloting of aircraft in scheduled air transportation on the approved route between Boston, Mass., and New York, N. Y., when he has completed 2 one-way trips, one of which is made at night, over the route and he has demonstrated to a representative of the Administrator that he is thoroughly familiar with the holding and approach procedures for La Guardia and alternate airports in the New York area.

This regulation shall terminate August 1, 1945.

(52 Stat. 984, 1007; 49 U.S.C. 425, 551)

By the Civil Aeronautics Board:

[SEAL] **FRED A. TOOMBS,**  
*Secretary.*

[F. R. Doc. 45-6952; Filed, Apr. 30, 1945; 10:27 a. m.]

**TITLE 19—CUSTOMS DUTIES**

**Chapter I—Bureau of Customs**

[T. D. 51225]

**PART 3—DOCUMENTATION OF VESSELS**

**CHANGES OF MASTERS OF LICENSED VESSELS**

**APRIL 25, 1945.**

Section 3.24 (f), Customs Regulations of 1943 (19 CFR, Cum. Supp. 3.24 (f)), is hereby amended by deleting from the first sentence the comma after the word "inspection," and by inserting in lieu thereof the following: "and which is required by that certificate to be manned," (R.S. 161, sec. 2, 23 Stat. 118, R.S. 4171, as amended, R.S. 4335, as amended; 5 U.S.C. 22, 46 U.S.C. 2, 40, 276; E.O. 9083; 7 F.R. 1609)

[SEAL] **W. R. JOHNSON,**  
*Commissioner of Customs.*

Approved: April 25, 1945.

**D. W. BELL,**  
*Acting Secretary of the Treasury.*

[F. R. Doc. 45-6813; Filed, Apr. 27, 1945; 4:09 p. m.]

[T. D. 51226]

**PART 4—VESSELS IN FOREIGN AND DOMESTIC**  
**TRADES**

**ORDER RESCINDING WAIVERS OF COASTWISE**  
**LAWS**

**APRIL 26, 1945.**

Treasury Decision 50601, dated April 11, 1942 (7 F.R. 2795); Treasury Decision 50623, dated April 30, 1942; and Treasury Decision 50732, dated September 28, 1942 (7 F.R. 7813); waiving compliance in certain cases with section 8 of the act of June 19, 1886, as amended,



and section 27 of the Merchant Marine Act, 1920, as amended, rescinded.

Upon the written recommendation of the Administrator of the War Shipping Administration and pursuant to the authority vested in me by the provisions of section 501 of the Second War Powers Act, 1942 (50 U. S. C. Sup. App. 635), as extended by the Act of December 20, 1944 (Public Law 509, 78th Congress), the following orders of the Acting Secretary of the Treasury are hereby rescinded:

(a) The order of the Acting Secretary of the Treasury dated April 11, 1942 (T.D. 50601), waiving compliance with the provisions of section 8 of the Act of June 19, 1886, as amended (46 U.S.C. 289), to the extent necessary to permit the transportation of passengers in Canadian vessels between points in Alaska;

(b) The order of the Acting Secretary of the Treasury dated April 30, 1942 (T.D. 50623), waiving compliance with the provisions of section 8 of the act of June 19, 1886, as amended (46 U.S.C. 289), and section 27 of the Merchant Marine Act, 1920, as amended (46 U.S.C. 883), to the extent necessary to permit the transportation on Canadian vessels of passengers or merchandise, or both, between points on the Pacific Coast and points in Alaska; and

(c) The order of the Acting Secretary of the Treasury dated September 28, 1942 (T.D. 50732), waiving compliance with the provisions of section 27 of the Merchant Marine Act, 1920, as amended (46 U.S.C. 883), to the extent necessary to permit the transportation of merchandise on Canadian vessels between ports in Alaska and ports in Canada as a portion of the transportation of that merchandise between points in Alaska and points in the continental United States.

This order shall become effective at midnight May 31, 1945. If the transportation of any passengers or any merchandise on a Canadian vessel is not completed on or before midnight on May 31, 1945, the orders of the Acting Secretary of the Treasury which are rescinded by this order will not relieve the vessel or merchandise concerned from the penalties prescribed by section 8 of the act of June 19, 1886, as amended (46 U.S.C. 289), or section 27 of the Merchant Marine Act, 1920, as amended (46 U.S.C. 883).

[SEAL] D. W. BELL,  
Acting Secretary of the Treasury.

[F. R. Doc. 45-6850; Filed, Apr. 28, 1945;  
10:37 a. m.]

## TITLE 32—NATIONAL DEFENSE

### Chapter IX—War Production Board

**AUTHORITY:** Regulations in this chapter, unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236 and 56 Stat. 177; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; W.P.B. Reg. 1 as amended Dec. 31, 1943, 9 F.R. 64.

## PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 24, Direction 2]

### STANDARDS FOR PASSING ON WPB-1319 APPLICATIONS FOR EQUIPMENT NEEDED FOR INITIATION, RESUMPTION OR EXPANSION OF CIVILIAN PRODUCTION

The following direction is issued pursuant to Priorities Regulation 24:

(a) This direction explains in more detail the standards which will be used by the War Production Board in passing on WPB-1319 applications filed under paragraph (g) of Priorities Regulation 24 for equipment needed for initiation, resumption or expansion of civilian production which is not currently authorized by the War Production Board. Paragraph (g) (1) states the general standards which will be followed by the War Production Board in passing on these applications. In complying with these general standards, the War Production Board will approve applications and assign ratings (in general, AA-3) only if the application shows that all of the following conditions are satisfied:

(1) There is no reasonable prospect that the items can be acquired at the times requested without a rating or specific WPB authorization. (This condition will usually exist only when the items have a long manufacturing time so that unrated deliveries are difficult for the manufacturer to schedule, or where unrated orders or orders not specifically authorized by the WPB may not be accepted by the supplier under the provisions of a WPB order.)

(2) The items are only a small bottleneck portion of the total equipment needed for the civilian production, the remainder being on hand or available without special assistance.

(3) The items are actually needed to permit production, either in the applicant's plant or in an industry dependent on him, and are not to replace or supplement existing equipment which is adequate though less efficient.

(4) If applicable WPB restrictions on the applicant's production were removed immediately, the items would be needed by him in order to produce at the minimum economic rate.

(5) The product which the applicant will manufacture is one which is needed for the civilian economy.

(6) The requested delivery date is such that if the applicable WPB restrictions on the applicant's production were removed immediately, the applicant's initiation, resumption or expansion of production would be materially delayed by failure to receive the items on the requested date.

Issued this 27th day of April 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

### REVISED WPB-1319 INSTRUCTIONS

The second paragraph in the current (April-May, 1945) WPB-1319 Instruction Pamphlet under the heading "Special Instructions for Applications under Priorities Regulation 24" is hereby deleted. This paragraph formerly required that applications should be made by letter to WPB for permission to purchase a make of equipment different from that authorized. As indicated in Interpretation 6 of Priorities Regulation 3, although a product is described in an authorization by its trade name or by the manufacturer's name and catalog number, the authorization and rating may be used to get a

model which is substantially identical in size, operation and function with that named in the authorization.

[F. R. Doc. 45-6823; Filed, Apr. 27, 1945;  
5:01 p. m.]

## PART 1010—SUSPENSION ORDERS

[Suspension Order S-744, Stay of Execution]

MENDALL BENJAMIN CO.

Mendall Benjamin Company, 122 Gold Street, Worcester, Massachusetts, has appealed from the provisions of Suspension Order No. S-744, issued March 27, 1945, (§ 1010.744) and has requested a stay on the ground that irreparable harm would be done his business if the suspension order were not stayed. The Chief Compliance Commissioner has directed that the provisions of the suspension order be stayed, subject to reinstatement, pending final determination of the appeal or until further order by the Chief Compliance Commissioner. In view of the foregoing, *It is hereby ordered, That:*

The provisions of Suspension Order No. S-744, issued March 27, 1945, are hereby stayed, subject to reinstatement, pending final determination of the appeal or until further order by the Chief Compliance Commissioner, or his Deputy.

Issued this 27th day of April 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-6835; Filed, Apr. 27, 1945;  
5:02 p. m.]

## PART 1075—CONSTRUCTION

[L-41, Direction 5]

### CONSTRUCTION PROJECTS FOR RECONVERSION

The following direction is issued pursuant to L-41:

Applications for permission under § 1075.1, Order L-41, to do construction which is necessary to the setting up of workable lines of production for civilian products may now be filed and may be approved if the construction will not substantially interfere with the war effort. Approval will not be given unless the following conditions are shown to exist:

1. It is necessary to do the construction or acquire the facilities before the civilian production can be started, and postponement of construction would result in unduly delaying production when restrictions are removed.

2. The construction and facilities are a relatively minor addition to or alteration of the applicant's plant.

3. The construction and facilities are no more than what is needed for production at the minimum economic rate.

4. The construction and facilities are not for replacement or improvement of existing facilities which are adequate though less efficient.

5. The product which the applicant will manufacture must generally be one which is needed for the civilian economy.

An application for such construction on Form WPB-617, clearly marked on the face of the application "Reconversion Preparation" should be filed in the regular manner,



A complete statement regarding each of the above items must be given.

Issued this 27th day of April 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-6825; Filed, Apr. 27, 1945;  
5:01 p. m.]

**PART 3150—AIRPORT LIGHTING EQUIPMENT**  
[General Limitation Order L-235, Revocation]

**AIRPORT LIGHTING EQUIPMENT**

Section 3150.1 *General Limitation Order L-235* is hereby revoked. This revocation does not affect any liabilities incurred under the order. The manufacture and delivery of Airport Lighting Equipment remain subject to all other applicable regulations and orders of the War Production Board.

Issued this 27th day of April 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-6828; Filed, Apr. 27, 1945;  
5:02 p. m.]

**PART 3284—BUILDING MATERIALS**  
[Limitation Order L-236, Revocation of  
Schedule II]

**MARINE JOINER HARDWARE**

Section 3284.83 *Schedule II to Limitation Order L-236* is hereby revoked. This revocation does not affect any liabilities incurred under the order. The manufacture and delivery of Marine Joiner Hardware remain subject to all other applicable regulations and orders of the War Production Board.

Issued this 27th day of April 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-6830; Filed, Apr. 27, 1945;  
5:02 p. m.]

**PART 3284—BUILDING MATERIALS**  
[Limitation Order L-236, Revocation of  
Schedule III]

**MARINE FITTINGS HARDWARE**

Section 3284.84 *Schedule III to Limitation Order L-236* is hereby revoked. This revocation does not affect any liabilities incurred under the order. The manufacture and delivery of Marine Fittings Hardware remain subject to all other applicable regulations and orders of the War Production Board.

Issued this 27th day of April 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-6829; Filed, Apr. 27, 1945;  
5:02 p. m.]

**PART 3284—BUILDING MATERIALS**  
[Limitation Order L-327, Revocation]

**AIRCRAFT LIGHTING EQUIPMENT**

Section 3284.48 *Limitation Order L-327* is hereby revoked. This revocation does not affect any liabilities incurred under the order. The manufacture and delivery of Aircraft Lighting Equipment remain subject to all other applicable regulations and orders of the War Production Board.

Issued this 27th day of April 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-6827; Filed, Apr. 27, 1945;  
5:02 p. m.]

**PART 3293—CHEMICALS**  
[Limitation Order L-348]

**IMPORTED CANE ALCOHOL**

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of cane alcohol, both imported and domestic, as herein-after defined, for defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 3293.651 *Limitation Order L-348.*  
(a) *Definitions.* For the purposes of this order:

(1) "Cane alcohol" means ethyl alcohol of 50 proof or higher produced from molasses, sugar cane, sugar cane syrup, sugar cane juice or sugar, with or without the addition of denaturants, diluents, or other foreign materials. The term includes products of cane alcohol such as, but not limited to, rum, gin, alcoholic toilet preparations, etc.

(2) "Imported cane alcohol" means cane alcohol imported into the continental United States from any point outside the continental United States.

(3) "Continental United States" means the forty-eight states and the District of Columbia.

(4) "Process" means rectify, redistill, compound, blend, dilute, admix, filter, clarify or otherwise treat. The term does not include dilution of bulk rum with water, or the bottling of products of cane alcohol such as, but not limited to, rum, gin, alcoholic toilet preparations, etc.

(b) *Restrictions on delivery.* On and after May 7, 1945, no person shall deliver any material which he knows or has reason to believe is imported cane alcohol unless the person accepting the delivery furnishes him with a certificate in substantially the form indicated below, either signed manually or as provided in Priorities Regulation No. 7. The standard form of certification in Priorities Regulation No. 7 may not be used instead.

The undersigned hereby certifies to the seller and to the War Production Board that the imported cane alcohol covered by his Purchase Order No. \_\_\_\_\_, dated \_\_\_\_\_ will be

used or delivered subject to the provisions of Order L-348.

(Name of purchaser)

By \_\_\_\_\_  
(Signature & title of duly  
authorized official)

(Date)

On and after May 7, 1945, no person shall accept delivery of any material which he knows or has reason to believe is imported cane alcohol, without furnishing the supplier with the certificate set forth above. This paragraph does not apply to the delivery of material to the importer or to deliveries of any quantity of imported cane alcohol in containers of one U. S. gallon or less.

(c) *Restrictions on processing.* On and after May 7, 1945, no person shall process material which he knows or has reason to believe is imported cane alcohol.

(d) *Exceptions.* Paragraphs (b) and (c) of this order do not apply to:

(1) The delivery, receipt or processing by any person of imported cane alcohol which had entered through the U. S. Bureau of Customs before 12:01 A. M., May 7, 1945, or which at 12:01 A. M., May 7, 1945, was held in the bonded custody of the U. S. Bureau of Customs or in a free zone or free port.

(2) The delivery, receipt or processing by any person of imported cane alcohol in a free zone or free port for export only.

(3) The delivery, receipt or processing of any cane alcohol imported tax free for industrial purposes pursuant to Section 3125 of the Internal Revenue Code.

(e) *Shipments from free zone.* On and after May 7, 1945, no person shall ship into the continental United States from a free zone imported cane alcohol which had been processed in such free zone after May 7, 1945.

(f) *Inapplicability of Schedule 71 of Order M-300.* On and after May 7, 1945, the provisions of Schedule 71 of Order M-300 shall not apply to imported cane alcohol as defined in this order, except cane alcohol imported tax free for industrial purposes pursuant to section 3125 of the Internal Revenue Code.

(g) *Miscellaneous provisions.*—(1) *Applicability of regulations.* This order and all transactions affected hereby are subject to all applicable regulations of the War Production Board, as amended from time to time.

(2) *Appeals.* Any appeals from the provisions of this order shall be made by filing with the War Production Board, Chemicals Bureau, Washington 25, D. C., Ref: L-348, a letter in triplicate, referring to the particular provision appealed from and stating fully the grounds of the appeal.

(3) *Violations.* Any person who willfully violates any provision of this order or who, in connection with this order, willfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment.



ment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

(4) *Communications to War Production Board.* Communications concerning this order, shall, unless otherwise directed, be addressed to: War Production Board, Chemicals Bureau, Washington 25, D. C., Ref: L-348.

Issued this 27th day of April 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-6826; Filed, Apr. 27, 1945;  
5:02 p. m.]

#### PART 3296—SAFETY AND TECHNICAL EQUIPMENT

[General Limitation Order L-39-a, Revocation]

##### SPRINKLER HEADS

Section 3296.2 *General Limitation Order L-39-a* is hereby revoked. This revocation does not affect any liabilities incurred under the order. The manufacture and delivery of Sprinkler Heads remain subject to all other applicable regulations and orders of the War Production Board.

Issued this 27th day of April 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-6832; Filed, Apr. 27, 1945;  
5:03 p. m.]

#### PART 3296—SAFETY AND TECHNICAL EQUIPMENT

[General Limitation Order L-43, Revocation]

##### MOTORIZED FIRE APPARATUS

Section 3296.6 *General Limitation Order L-43* is hereby revoked. This revocation does not affect any liabilities incurred under the order. The manufacture and delivery of Motorized Fire Apparatus remain subject to all other applicable regulations and orders of the War Production Board.

Issued this 27th day of April 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-6834; Filed, Apr. 27, 1945;  
5:03 p. m.]

#### PART 3296—SAFETY AND TECHNICAL EQUIPMENT

[General Limitation Order L-206, Revocation]

##### X-RAY EQUIPMENT

Section 3296.61 *General Limitation Order L-206* is hereby revoked. This revocation does not affect any liabilities incurred under the order. The manufacture and delivery of X-Ray Equipment remain subject to all other applicable

regulations and orders of the War Production Board.

Issued this 27th day of April 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-6833; Filed, Apr. 27, 1945;  
5:03 p. m.]

#### PART 3296—SAFETY AND TECHNICAL EQUIPMENT

[General Limitation Order L-259, Revocation]

##### PHYSICAL THERAPY EQUIPMENT

Section 3296.86 *General Limitation Order L-259* is hereby revoked. This revocation does not affect any liabilities incurred under the order. The manufacture and delivery of Physical Therapy Equipment remain subject to all other applicable regulations and orders of the War Production Board.

Issued this 27th day of April 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-6831; Filed, Apr. 27, 1945;  
5:02 p. m.]

#### PART 4501—COMMUNICATIONS

[Utilities Order U-5, Revocation]

Section 4501.16 *Utilities Order U-5* is hereby revoked. This revocation does not affect any liabilities incurred under the order.

Issued this 27th day of April 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-6822; Filed, Apr. 27, 1945;  
5:01 p. m.]

#### PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 24, as Amended Apr. 27, 1945]

##### PURCHASE OF CERTAIN MANUFACTURING MACHINERY AND OTHER EQUIPMENT NEEDED FOR NONESSENTIAL CIVILIAN PRODUCTION AND SERVICES

§ 944.45 *Priorities Regulation 24—*

(a) *What this regulation does.* (1) This regulation applies to purchases and deliveries of certain kinds of machinery and equipment which the operator of any business activity (in this country or abroad) needs, or expects to need, for initiation, resumption, expansion, or improvement of civilian production or civilian services of any kind. It is the policy of the War Production Board in such cases to permit the placing of orders for new machinery or equipment of the kinds covered by any War Production Board orders appearing on List A, for such purposes, without ratings or authorizations, as long as the filling of these orders does not interfere in any way with direct or indirect war production; however, the purchase of such equipment primarily

from excess stocks as they may be made available is encouraged in order to avoid using scarce materials in making additional new machinery or equipment. The policy with respect to the granting of ratings for such purposes is stated in paragraph (g) (1) below.

(2) This regulation does not affect in any way the present rating policy and procedures of the War Production Board with regard to purchases and deliveries of machinery and equipment needed for war or essential civilian production or services.

(3) An order may not be placed under this Regulation for items to be used for personal or residential purposes, except by a person who is entitled to use a preference rating assigned by CMP Regulation 5 or 5A for the latter purpose.

(b) *Modification of certain restrictions on placing, acceptance and filling of certain purchase orders.* The War Production Board orders which may be shown on List A at the end of this Regulation, as amended from time to time, may forbid the sale of items which the particular order covers to fill unrated purchase orders or purchase orders not specifically authorized by the WPB. Such an order may require a rating before a purchase order may be placed and accepted, or may require a rating before an item may be produced or delivered to fill a purchase order. It may require specific authorization or approval on a special WPB form before purchase orders may be placed, accepted or filled. Such an order may also contain various combinations of these restrictions. This regulation to a limited extent overrides these restrictions in any WPB order which currently appears on List A, so that unrated and non-authorized purchase orders may be placed, accepted and filled for items covered by any WPB order currently appearing on List A, but only under the following conditions:

(1) *The ultimate user may place the order.* An unrated or non-authorized order may be placed by any person for an item covered by a List A order which he needs, or expects to need, for equipping his factory, store, office, or other establishment for carrying on the manufacturing or service operations in which he is engaged or intends to engage (but not to get items which he will sell, lease, or otherwise deliver or dispose of). The purchaser must use with his order the standard certification provided for in paragraph (d) of Priorities Regulation 7, and the following statement must be added:

This order placed pursuant to Priorities Regulation 24.

(2) *Delivery date.* Every order placed under this paragraph (b) by an ultimate user must specify delivery on a particular date or dates or within specified periods of not more than 31 days each, which in no case may be earlier than required by the person placing the order. The person with whom the order is placed may assume that the required delivery date is the date specified in the order unless he knows either (i) that the date so specified was earlier than required at the time the order was placed, or (ii) that delivery or performance by



the date originally specified is no longer required by reason of any change of circumstances. No person shall deliver any items under an unrated or non-authorized order placed under this paragraph (b) if he knows or has reason to believe that the ultimate user of the items is requesting delivery at an earlier date than actually required.

(3) *How the order may be filled.* An unrated or non-authorized order for items covered by a List A order, which is certified as described above, may be accepted by any person who sells the items. It may be filled from any inventory which he does not need to fill rated or authorized orders which he has received, unless he obtained his inventory for other specific purposes under a regulation or order, such as CMP Regulation 9A or Orders L-79 or P-126, which does not permit him to deliver the items for such purposes. The seller may also get the items needed to fill the order by placing an order under this paragraph (b) with his supplier; and he may also place an order under this paragraph (b) to replace in his inventory any items of substantially the same size, design and dollar value as those delivered by him to fill orders placed under this paragraph (b). When he does this, he must use with his order the certification described in paragraph (b) (1) above. However, no person may get more items for resale by placing orders under this paragraph (b) than he actually delivers to fill orders placed under it.

(4) [Deleted Jan. 26, 1945.]

(c) *Effect of deletion of WPB orders from List A on unrated or non-authorized purchase orders already placed.* When any WPB order is deleted from List A, any item covered by that order for which an unrated or non-authorized purchase order has been placed and accepted and which has not been actually shipped to the purchaser before the date of such deletion, may not be delivered unless (1) the rating or authorization required by the applicable WPB order is obtained, or (2) the WPB order is amended to permit such delivery, or (3) the WPB order is reinstated on List A. If the required rating or authorization is not obtained and if the WPB order is not so amended or reinstated on List A, such a purchase order must either be cancelled or be treated as an arrangement for the future purchase or delivery of the item which it covers, in accordance with the conditions stated in Interpretation 11 to Priorities Regulation 1. The provisions of this paragraph (c) apply to any unrated or non-authorized purchase order for an item covered by a WPB order which has been deleted from List A, regardless of whether the placing of the order was approved by the War Production Board on Form GA-1977.

(d) *Report of unrated orders.* Producers of equipment subject to any WPB order on List A must file Form WPB-3940 monthly in accordance with the instructions printed on the form, showing the quantity of their rated and unrated shipments. However, if the dollar value of a producer's monthly shipments of unrated orders does not exceed 10 percent of his total shipments he need not file

this report, although he must keep unrated purchase orders placed under this regulation filed so that they can be readily segregated and examined.

(e) *Effect of other WPB orders and regulations.* (1) This regulation does not relieve anyone from complying with the requirements of Priorities Regulation 1 with respect to the compulsory acceptance and filling of rated orders in preference to unrated orders, regardless of whether he gets the items by the use of preference ratings or by orders placed under this regulation.

(2) If an unrated order under this regulation is put into a production schedule it shall not become a part of any "frozen" schedule under Priorities Regulation 18 or other War Production Board order, but shall be subject to postponement in favor of rated orders in accordance with Priorities Regulation 1.

(3) Attention is called to the fact that this regulation does not authorize any construction contrary to the provisions of Construction Order L-41. Direction 2 to L-41 tells when you may install or relocate machinery or equipment without getting permission under that order. Direction 15 to CMP Regulation 5 tells how to get materials needed to install or relocate machinery or equipment.

(4) Except to the extent specifically provided in this regulation, it does not waive the restrictions or conditions of any other order or regulation of the War Production Board, such as restrictions on the use of materials in the manufacture of items or parts, or prohibiting the making of particular items, or limiting the quantities which may be produced.

(f) *Other cases where unrated orders allowed.* Many types of machinery and equipment, including machine tools, most jigs, dies, fixtures and special tooling, are not subject to a WPB order limiting or restricting the placing or filling of orders. Consequently, unrated orders for these items are permissible where they can be filled without interference with rated orders as provided in Priorities Regulation 1.

(g) *Ratings for equipment required for civilian production or services.* (1) The general policy of the War Production Board is not to grant preference ratings for equipment needed for initiation, resumption, expansion, or improvement of civilian production or services. Ratings for these purposes will only be granted in those exceptional cases where a critical bottle-neck with respect to a few key pieces of machinery or equipment exists, or where some other extremely urgent need for priorities assistance is demonstrated.

(2) If you need equipment for war production or for civilian production or services which are currently authorized by the War Production Board during the war, you may apply for a rating in accordance with existing procedures and without regard to this regulation. However, if you want equipment for operations which are neither directly related to the war effort nor currently authorized by the War Production Board, you cannot get a rating except by applying on Form WPB-1319 to your War Production Board

field office in accordance with the instructions printed in the WPB-1319 Instruction Pamphlet. This applies regardless of whether or not the equipment you need is covered by a WPB order appearing on List A, and whether or not the use of some other application form is specified for the particular equipment by a WPB order or form instructions. An exception to this rule is explained in Direction 2 to L-41 which points out that you must apply on the appropriate form specified in L-41 if it is necessary to construct a new building or make an addition to an existing building or if priorities assistance is required for the materials needed for the installation or alteration permitted by that direction in addition to that given by Direction 15 to CMP Regulation 5 or other blanket preference rating orders. If an application under L-41 is necessary it should cover the materials required for the construction and the machinery or equipment which is to be installed.

(3) The rating may be applied by use of the standard certification in Priorities Regulation 7 but the following statement must be added: "This rating applied pursuant to Priorities Regulation 24." Such an order may be accepted and filled in spite of any War Production Board order requiring approval on a special form.

NOTE: The reporting provisions of this regulation have been approved by the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

Issued this 27th day of April 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

#### LIST A

NOTE: No WPB order is currently listed on List A, but various orders may be placed on the list from time to time as war requirements permit.

[F. R. Doc. 45-6824; Filed, Apr. 27, 1945; 5:01 p. m.]

#### PART 1010—SUSPENSION ORDERS

[Suspension Order S-767]

VAN OOTEGHEM & NUFFER

William Van Ooteghem and Arthur Nuffer, co-partners, at 2929 Center Avenue, Bay City, Michigan, without permission of the War Production Board did construction in August, 1944, of a bowling alley on Center Avenue, Essexville, Michigan, the estimated cost of which was in excess of \$200.00, in violation of Conservation Order L-41. This violation was grossly negligent, has hampered and impeded the war effort of the United States, and has diverted critical material to uses not authorized by the War Production Board. In view of the foregoing, it is hereby ordered, that:

§ 1010.767 *Suspension Order No. S-767.* (a) William Van Ooteghem and Arthur Nuffer shall do no construction on the aforesaid premises on Center Avenue, Essexville, Michigan, including put-



ting up, altering or finishing the structure, unless hereafter specifically authorized in writing by the War Production Board.

(b) Nothing contained in this order shall be deemed to relieve William Van Ooteghem and Arthur Nuffer, their successors or assigns, from any restriction, prohibition or provision contained in any other order or regulation of the War Production Board, except insofar as the same may be inconsistent with the provisions hereof.

(c) The restrictions and prohibitions contained herein shall apply to William Van Ooteghem and Arthur Nuffer, their successors or assigns, or any persons acting on their behalf. Prohibitions against the taking of any action include the taking indirectly as well as directly of any such action.

Issued this 30th day of April 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-6978; Filed, Apr. 30, 1945;  
11:40 a. m.]

PART 1010—SUSPENSION ORDERS  
[Suspension Order S-772]

CLARK'S COLD STORAGE LOCKERS

Arthur G. Clark, of Grants Pass, Oregon, doing business as Clark's Cold Storage Lockers, in June 1944 began construction of a store building at the intersection of Redwood and Pacific Highways in Grants Pass, Oregon, without authority of the War Production Board. The estimated cost of this construction was approximately \$11,100.00, which amount exceeded the limit of \$200.00 permitted by Conservation Order L-41 and was in violation of that order. Arthur G. Clark was grossly negligent in proceeding with this construction without authorization of the War Production Board in violation of Conservation Order L-41.

This violation of Conservation Order L-41 has diverted critical materials to uses not authorized by the War Production Board, and has hampered and impeded the war effort of the United States of America. In view of the foregoing, it is hereby ordered, that:

§ 1010.772 *Suspension Order No. S-772.* (a) Neither Arthur G. (Johnnie) Clark, doing business as Clark's Cold Storage Lockers or under any other name, his and its successors or assigns, nor any other person, shall do any construction on the store building located at the intersection of Redwood and Pacific Highways in Grants Pass, Oregon, including the putting up or altering the structure, unless hereafter specifically authorized in writing by the War Production Board.

(b) The provisions of this suspension order shall not apply to maintenance and repair as defined or governed by Conservation Order L-41 as amended from time to time, which involves no alterations, structural or otherwise, no change in design and no change in type or kind of materials.

No. 86—3

(c) Nothing contained in this order shall be deemed to relieve Arthur G. (Johnnie) Clark, doing business as Clark's Cold Storage Lockers or under any other name, his or its successors or assigns, or any other person, from any restriction, prohibition or provision contained in any other order or regulation of the War Production Board, except insofar as the same may be inconsistent with the provisions hereof.

Issued this 30th day of April 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-6979; Filed, Apr. 30, 1945;  
11:42 a. m.]

PART 1010—SUSPENSION ORDERS

[Suspension Order S-776]

BENNIE FRENCH

Bennie French of Pass Christian, Harrison County, Mississippi, during the month of December 1944 did construction without authorization from the War Production Board on his property known as "Bennie French's Tavern" located on Henderson Point, Mississippi, two and one quarter miles west of the town of Pass Christian and approximately 600 feet northerly of a Merchant Marine Cadet School. The construction consisted of the putting up of a restaurant and tavern on a concrete floor and foundation remaining after the destruction by fire of a former restaurant and tavern located on the same premises. At least \$2,750 of an estimated cost of \$5,000 has already been expended, thus exceeding the limit of \$200 permitted by Conservation Order L-41 for such construction.

Bennie French was aware of War Production Board restrictions on construction and doing this construction without authorization constituted a wilful violation of said order. This violation of Conservation Order L-41 has diverted critical materials to uses not authorized by the War Production Board and has hampered and impeded the war effort of the United States. In view of the foregoing, it is hereby ordered, That:

§ 1010.776 *Suspension Order No. S-776.* (a) Neither Bennie French, his successors or assigns, nor any other person shall do any construction on his premises known as "Bennie French's Tavern" located on Henderson Point, Mississippi, two and one quarter miles west of Pass Christian, Mississippi, including putting up or altering the structure located on said premises, unless hereafter specifically authorized in writing by the War Production Board.

(b) Nothing contained in this order shall be deemed to relieve Bennie French, his successors or assigns, from any restriction, prohibition or provision contained in any other order or regulation of the War Production Board, except insofar as the same may be inconsistent with the provisions hereof.

Issued this 30th day of April 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-6980; Filed, Apr. 30, 1945;  
11:40 a. m.]

PART 1288—WATER METERS

[Limitation Order L-154, Revocation of  
Schedule I]

Section 1288.2 *Schedule I to Limitation Order L-154* is hereby revoked. This revocation does not affect any liabilities incurred under the order. The manufacture, delivery and installation of water meters remain subject to all other applicable regulations and orders of the War Production Board.

Issued this 27th day of April 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-6818; Filed, Apr. 27, 1945;  
5:01 p. m.]

PART 1288—STEAM SURFACE CONDENSERS

[Limitation Order L-154, Revocation of  
Schedule II]

Section 1288.3 *Schedule II to Limitation Order L-154* is hereby revoked. This revocation does not affect any liabilities incurred under this order. The manufacture, delivery and installation of steam surface condensers remain subject to all other applicable regulations and orders of the War Production Board.

Issued this 27th day of April 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-6819; Filed, Apr. 27, 1945;  
5:01 p. m.]

PART 1288—HIGH VOLTAGE INSULATORS

[Limitation Order L-154, Revocation of  
Schedule V]

Section 1288.6 *Schedule V to Limitation Order L-154* is hereby revoked. This revocation does not affect any liabilities incurred under the order. The manufacture, delivery and installation of high voltage insulators remain subject to all other applicable regulations and orders of the War Production Board.

Issued this 27th day of April 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-6821; Filed, Apr. 27, 1945;  
5:01 p. m.]

PART 3066—SHEEP INTESTINES

[General Conservation Order M-220,  
Revocation]

SHEEP INTESTINES

Section 3066.1 *General Conservation Order M-220* is hereby revoked. This



revocation does not affect any liabilities incurred under the order.

Issued this 28th day of April 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-6925; Filed, Apr. 28, 1945;  
4:31 p. m.]

PART 3102—NATIONAL EMERGENCY SPECIFICATIONS FOR STEEL PRODUCTS

[Limitation Order L-211, Revocation of Schedule I]

CONCRETE REINFORCEMENT STEEL

Section 3102.2 *Schedule I to Limitation Order L-211* is hereby revoked. This revocation does not affect any liabilities incurred under the schedule.

Issued this 28th day of April 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-6906; Filed, Apr. 28, 1945;  
4:30 p. m.]

PART 3102—NATIONAL EMERGENCY SPECIFICATIONS FOR STEEL PRODUCTS

STEEL WHEELS AND TIRES

[Limitation Order L-211, Revocation of Schedule II]

Section 3102.3 *Schedule II to Limitation Order L-211* is hereby revoked. This revocation does not affect any liabilities incurred under the schedule.

Issued this 28th day of April 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-6907; Filed, Apr. 28, 1945;  
4:30 p. m.]

PART 3102—NATIONAL EMERGENCY SPECIFICATIONS FOR STEEL PRODUCTS

[Limitation Order L-211, Revocation of Schedule IV]

STRUCTURAL STEEL SHAPES

Section 3102.5 *Schedule IV to Limitation Order L-211* is hereby revoked. This revocation does not affect any liabilities incurred under the schedule.

Issued this 28th day of April 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-6908; Filed, Apr. 28, 1945;  
4:30 p. m.]

PART 3102—NATIONAL EMERGENCY SPECIFICATIONS FOR STEEL PRODUCTS

[Limitation Order L-211, Revocation of Schedule V]

STEEL AXLES AND FORGINGS  
(RAILROAD AND TRANSIT SERVICES)

Section 3102.6 *Schedule V to Limitation Order L-211* is hereby revoked.

This revocation does not affect any liabilities incurred under the schedule.

Issued this 28th day of April 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-6909; Filed, Apr. 28, 1945;  
4:29 p. m.]

PART 3102—NATIONAL EMERGENCY SPECIFICATIONS FOR STEEL PRODUCTS

[Limitation Order L-211, Revocation of Schedule VI]

MECHANICAL STEEL TUBING

Section 3102.7 *Schedule VI to Limitation Order L-211* is hereby revoked. This revocation does not affect any liabilities incurred under the schedule.

Issued this 28th day of April 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-6910; Filed, Apr. 28, 1945;  
4:30 p. m.]

PART 3102—NATIONAL EMERGENCY SPECIFICATIONS FOR STEEL PRODUCTS

[Revocation of Limitation Order L-211, Schedule VII]

RAILS AND TRACK ACCESSORIES

Section 3102.8 *Schedule VII to Limitation Order L-211* is hereby revoked. This revocation does not affect any liabilities incurred under the schedule.

Issued this 28th day of April 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-6911; Filed, Apr. 28, 1945;  
4:29 p. m.]

PART 3102—NATIONAL EMERGENCY SPECIFICATIONS FOR STEEL PRODUCTS

[Limitation Order L-211, Revocation of Schedule VIII]

CARBON STEEL PLATES

Section 3102.9 *Schedule VIII to Limitation Order L-211* is hereby revoked. This revocation does not affect any liabilities incurred under the schedule.

Issued this 28th day of April 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-6912; Filed, Apr. 28, 1945;  
4:29 p. m.]

PART 3102—NATIONAL EMERGENCY SPECIFICATIONS FOR STEEL PRODUCTS

[Limitation Order L-211, Revocation of Schedule X]

WATER WELL TUBULAR PRODUCTS

Section 3102.11 *Schedule X to Limitation Order L-211* is hereby revoked. This revocation does not affect any liabilities incurred under the schedule.

Issued this 28th day of April 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-6913; Filed, Apr. 28, 1945;  
4:29 p. m.]

PART 3102—NATIONAL EMERGENCY SPECIFICATIONS FOR STEEL PRODUCTS

[Limitation Order L-211, Revocation of Schedule XI]

STEEL PRESSURE PIPE

Section 3102.12 *Schedule XI to Limitation Order L-211* is hereby revoked. This revocation does not affect any liabilities incurred under the schedule.

Issued this 28th day of April 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-6914; Filed, Apr. 28, 1945;  
4:29 p. m.]

PART 3102—NATIONAL EMERGENCY SPECIFICATIONS FOR STEEL PRODUCTS

[Limitation Order L-211, Revocation of Schedule XII]

STEEL PRESSURE TUBES

Section 3102.13 *Schedule XII to Limitation Order L-211* is hereby revoked. This revocation does not affect any liabilities incurred under the schedule.

Issued this 28th day of April 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-6915; Filed, Apr. 28, 1945;  
4:30 p. m.]

PART 3102—NATIONAL EMERGENCY SPECIFICATIONS FOR STEEL PRODUCTS

[Limitation Order L-211, Revocation of Schedule XIII]

STEEL PIPE

Section 3102.14 *Schedule XIII to Limitation Order L-211* is hereby revoked.



This revocation does not affect any liabilities incurred under the schedule.

Issued this 28th day of April 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-6916; Filed, Apr. 28, 1945;  
4:29 p. m.]

**PART 3102—NATIONAL EMERGENCY SPECIFICATIONS FOR STEEL PRODUCTS**

[Limitation Order L-211, Revocation of  
Schedule XIV]

**STEEL FENCE POSTS**

Section 3102.15 *Schedule XIV to Limitation Order L-211* is hereby revoked. This revocation does not affect any liabilities incurred under the schedule.

Issued this 28th day of April 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-6917; Filed, Apr. 28, 1945;  
4:29 p. m.]

**PART 3102—NATIONAL EMERGENCY SPECIFICATIONS FOR STEEL PRODUCTS**

[Limitation Order L-211, Revocation of  
Schedule XV]

**HOT ROLLED CARBON STEEL BARS**

Section 3102.16 *Schedule XV to Limitation Order L-211* is hereby revoked. This revocation does not affect any liabilities incurred under the schedule.

Issued this 28th day of April 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-6918; Filed, Apr. 28, 1945;  
4:29 p. m.]

**PART 3109—MEDICAL EQUIPMENT AND SUPPLIES SIMPLIFICATION**

[General Limitation Order L-214, Revocation]

**MEDICAL EQUIPMENT AND SUPPLIES  
SIMPLIFICATION**

Section 3109.1 *General Limitation Order L-214* is hereby revoked. This revocation does not affect any liabilities incurred under the order. The manufacture and delivery of medical equipment and supplies remain subject to all other applicable regulations and orders of the War Production Board.

Issued this 28th day of April 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-6926; Filed, Apr. 28, 1945;  
4:31 p. m.]

**PART 3109—MEDICAL EQUIPMENT AND SUPPLIES SIMPLIFICATION**

[General Limitation Order L-214, Revocation of  
Schedule 2]

**CORRECTIVE SPECTACLES**

Section 3109.3 *Schedule 2 to General Limitation Order L-214* is hereby re-

voked. This revocation does not affect any liabilities incurred under the schedule. The manufacture and delivery of corrective spectacles remain subject to all other applicable regulations and orders of the War Production Board.

Issued this 28th day of April 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-6928; Filed, Apr. 28, 1945;  
4:31 p. m.]

**PART 3109—MEDICAL EQUIPMENT AND SUPPLIES SIMPLIFICATION**

[General Limitation Order L-214, Revocation of  
Schedule 3]

**MEDICAL AND SURGICAL FURNITURE AND  
RELATED EQUIPMENT**

Section 3109.4 *Schedule 3 to General Limitation Order L-214* is hereby revoked. This revocation does not affect any liabilities incurred under the schedule. The manufacture and delivery of medical and surgical furniture and related equipment remain subject to all other applicable regulations and orders of the War Production Board.

Issued this 28th day of April 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-6929; Filed, Apr. 28, 1945;  
4:32 p. m.]

**PART 3176—SHIPBUILDING**

[Limitation Order L-252, Revocation]

**VALVES AND VALVE PARTS**

Section 3176.1 *Limitation Order L-252* is hereby revoked. This revocation does not affect any liabilities incurred under the order. The manufacture and delivery of valves and valve parts remain subject to all other applicable regulations and orders of the War Production Board.

Issued this 28th day of April 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-6921; Filed, Apr. 28, 1945;  
4:30 p. m.]

**PART 3224—PIPE FITTINGS: SIMPLIFICATION**

[General Limitation Order L-278,  
Revocation]

**STEEL PIPE FITTINGS**

Section 3224.1 *General Limitation Order L-278* is hereby revoked. This revocation does not affect any liabilities incurred under the order. The manufacture and delivery of steel pipe fittings remain subject to all other applicable regulations and orders of the War Production Board.

Issued this 28th day of April 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-6924; Filed, Apr. 28, 1945;  
4:31 p. m.]

**PART 3224—PIPE FITTINGS:  
SIMPLIFICATION**

[General Limitation Order L-288,  
Revocation]

**GREY CAST IRON, MALLEABLE IRON AND BRASS  
AND BRONZE PIPE FITTINGS: SIMPLIFICATION**

Section 3224.6 *General Limitation Order L-288* is hereby revoked. This revocation does not affect any liabilities incurred under the order. The manufacture and delivery of grey cast iron, malleable iron and brass and bronze pipe fittings remain subject to all other applicable regulations and orders of the War Production Board.

Issued this 28th day of April 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-6922; Filed, Apr. 28, 1945;  
4:31 p. m.]

**PART 3262—POWER BOILERS**

[Limitation Order L-299, Revocation]

Section 3262.1 *Limitation Order L-299* is hereby revoked. This revocation does not affect any liabilities incurred under the order. The sale, delivery, and installation of power boilers remain subject to all other applicable orders and regulations of the War Production Board.

Issued this 27th day of April 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-6820; Filed, Apr. 27, 1945;  
5:01 p. m.]

**PART 3274—MACHINE TOOLS AND INDUSTRIAL SPECIALTIES**

[Limitation Order L-108, Revocation]

**FINISHES ON METALWORKING EQUIPMENT**

Section 3274.21 *Limitation Order L-108* is hereby revoked. This action shall not be construed to affect in any way any liability or penalty accrued or incurred under said Limitation Order L-108.

Issued this 28th day of April 1945

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-6930; Filed, Apr. 28, 1945;  
4:32 p. m.]

**PART 3274—MACHINE TOOLS AND INDUSTRIAL SPECIALTIES**

[Limitation Order L-145, Revocation]

**AIRCRAFT CONTROL AND PULLEY BEARINGS**

Section 3274.66 *Limitation Order L-145* is hereby revoked. This action shall not be construed to affect in any way any liability or penalty accrued or incurred under said Limitation Order L-145. The manufacture and delivery of aircraft



control and pulley bearings remains subject to any other applicable orders and regulations of the War Production Board.

Issued this 28th day of April 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-6919; Filed, Apr. 28, 1945;  
4:32 p. m.]

#### PART 3274—MACHINE TOOLS AND INDUSTRIAL SPECIALTIES

[Limitation Order L-145-a, Revocation]

##### ANTI-FRICTION BEARINGS

Section 3274.67 *Limitation Order L-145-a* is hereby revoked. This action shall not be construed to affect in any way any liability or penalty accrued or incurred under said Limitation Order L-145-a. The manufacture and delivery of anti-friction bearings remains subject to any other applicable orders and regulations of the War Production Board.

Issued this 28th day of April 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-6920; Filed, Apr. 28, 1945;  
4:31 p. m.]

#### PART 3296—SAFETY AND TECHNICAL EQUIPMENT

[General Limitation Order L-266, Revocation]

##### STERILIZER EQUIPMENT

Section 3296.91 *General Limitation Order L-266* is hereby revoked. This revocation does not affect any liabilities incurred under the order. The manufacture and delivery of sterilizer equipment remain subject to all other applicable regulations and orders of the War Production Board.

Issued this 28th day of April 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-6927; Filed, Apr. 28, 1945;  
4:31 p. m.]

#### PART 4500—POWER, WATER, GAS AND CENTRAL STEAM HEAT

[Limitation Order L-174, Revocation]

##### MANUFACTURED GAS

Section 4500.53 *Limitation Order L-174* is hereby revoked. This revocation does not affect any liabilities incurred under the order.

Issued this 28th day of April 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-6923; Filed, Apr. 28, 1945;  
4:31 p. m.]

#### Chapter XI—Office of Price Administration PART 1394—RATIONING OF FUEL AND FUEL PRODUCTS

[RO 5C, Amdt. 185]

##### MILEAGE RATIONING: GASOLINE REGULATIONS

A rationale accompanying this amendment issued simultaneously herewith has been filed with the Division of the Federal Register.

Ration Order 5C is amended in the following respects:

1. Section 1394.8206b (a) (24) is added to read as follows:

(24) Any coupons or other ration evidences held for safekeeping pursuant to § 1394.8217 (c).

2. Section 1394.8209 (b) is amended to read as follows:

(b) Where delivery of gasoline to a dealer or intermediate distributor is made by common or contract carrier or by pipe line, or where the billing for gasoline transferred is not received by the transferee at the same time as or prior to receipt of the transfer by him, or where the dealer has transmitted coupons or other ration evidences to a control office pursuant to § 1394.8217(c), the transferee shall, where the exact amount of the delivery is known in advance, mail or deliver in advance to his distributor coupons or other evidences (or, if he is a depositor, issue his check) equal in gallonage value to the amount, or adjusted amount, of the delivery, or may, at the discretion of the transferor forward such coupons or other evidences or issue such check to the transferor within five (5) days after receipt of such delivery.

3. The text of § 1394.8217 (a) is amended to read as follows:

(a) Every dealer and intermediate distributor shall be accountable for all gasoline, ration credits, coupons and other evidences received by him. Coupons and other evidences received at or for a place of business shall be, at all times when the dealer or distributor is open to transact business, retained by him at the place of business for which they were received, deposited in a ration bank account maintained for that place of business, or transmitted to or held in a central office of a dealer pursuant to paragraph (c), below, until such time as they are surrendered to a dealer or distributor in exchange for gasoline, or otherwise surrendered pursuant to Ration Order No. 5C. With respect to each place of business of a dealer or intermediate distributor the total gallonage value of the gasoline on hand and of the coupons and other evidences on deposit or on hand (including coupons or other evidences transmitted to or held for that place of business in a central office pursuant to paragraph (c), below) shall, at all times, be equal to, but not in excess of, the registered storage capacity of such place of business, as determined pursuant to § 1394.8225, except for:

4. Section 1394.8217 (c) is added to read as follows:

(c) A person who is currently registered as a dealer at two or more places of

business may make written application to the District Director having jurisdiction over the area in which each of such places of business is located stating the reasons why he believes that the evidences received at such places of business can be better protected at a central office maintained by him in connection with the operation of such places of business. If the District Director is satisfied that such ration evidences can be better protected at such central office, and finds that keeping the evidences at the central office will not unduly interfere in making audits of such places of business by the Office of Price Administration, he may authorize such person in writing to transmit to such central office for safekeeping gasoline coupons and other ration evidences received at or for such places of business. The District Director may summarily revoke this authorization if he finds that the manner of keeping the evidences or records at such central office has not resulted in a better protection of the evidences or may interfere unduly with the auditing of such places of business by the Office of Price Administration. When such authorization is granted, gasoline coupons and other ration evidences so transmitted shall be accepted, held and disposed of by such person only in accordance with the following provisions:

(1) He shall affix all coupons received by him in exchange for transfers or returns of gasoline to coupon sheets (Form OPA R-120) in accordance with the provisions of § 1394.8211. If the coupons have not been affixed to coupon sheets when transmitted to the central office, they shall immediately upon receipt in such central office be attached to coupon sheets bearing the name of the dealer and the address of the place of business from which they were received.

(2) He shall keep all such coupons and other ration evidences received from each separate place of business in a separate envelope, folder or other container bearing the name and address of that place of business; and shall not commingle them with ration evidences received from another place of business. These coupons or other ration evidences may be removed from such envelope, folder or other container only for the purpose of surrendering them to a dealer or distributor in exchange for a transfer of gasoline to the particular place of business for the account of which these gasoline coupons or other ration evidences are kept or for the purpose of otherwise surrendering them pursuant to Ration Order 5C.

(3) He shall keep a daily record at each place of business which shall state the total number of gallons of gasoline received during the day, the gallonage value of the gasoline coupons and other ration evidences transmitted to the central office and the net balance of the gallonage value of coupons or other ration evidences shown to be held currently by the central office for the account of such place of business. This record shall be retained at the place of business for a period of not less than one year.

(4) He shall keep a separate record for each place of business at the central office which shall at all times state the



total number of gallons of gasoline delivered to the place of business and the date of each delivery, the total gallonage value of gasoline coupons and other ration evidences received from the place of business and the date of receipt of such coupons or other evidences, the total gallonage value of gasoline coupons and other ration evidences currently held by the central office for the account of the place of business, the total gallonage value of coupons or other evidences currently owed to a supplier for deliveries to the place of business and the net balance in gallonage value of gasoline coupons and other ration evidences remaining to the credit of the place of business. This record shall be retained at the central office for a period of not less than one year.

This amendment shall become effective May 3, 1945.

(Pub. Law 671, 76th Cong.; as amended by Pub. Laws 89, 421 and 507, 77th Cong.; WPB Dir. No. 1, Supp. Dir. No. 10, 7 F.R. 562, 9121, E.O. 9125, 7 F.R. 2719)

NOTE: The reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 28th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6854; Filed, Apr. 28, 1945;  
11:55 a. m.]

#### PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[Rev. RO 13, Amdt. 56 to 2d Rev. Supp. 1]

##### PROCESSED FOODS

Section 1407.1102 (a) is amended to read as follows:

(a) Processed foods shall have the point values set forth in the Official Table of Point Values (No. 25) (OPA Form R-1313) which is made a part hereof.

This amendment shall become effective 12:01 a. m., April 29, 1945.

Issued this 27th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6815; Filed, Apr. 27, 1945;  
4:55 p. m.]

#### PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[Rev. RO 16, Amdt. 39 to 2d Rev. Supp. 1]

##### MEATS, FATS, FISH AND CHEESES

Section 1407.3027 (a) is amended to read as follows:

<sup>1</sup> 9 F.R. 173, 908, 1181, 2091, 2290, 2830, 2553, 2947, 3580, 3707, 4542, 4605, 4883, 5956, 6103, 6151, 6450, 7344, 7423, 7433, 9169, 9170, 9266, 9278, 9686, 10264, 10877, 10976, 11273, 11906, 11961, 12813, 12867, 14061, 14643, 15002, 15054; 10 F.R. 48, 776, 924.

<sup>2</sup> 9 F.R. 173, 6772, 6825, 7262, 7438, 8147, 8931, 9286, 9278, 9785, 9696, 10425, 10777, 11426, 11513, 11906, 11955, 11961, 12814, 12867, 14287, 14645, 15056; 10 F.R. 48, 293, 294, 521, 857, 1115, 1740, 2296, 2519, 2617, 2876, 3223.

(a) Foods covered by Revised Ration Order 16 shall have the point values set forth in the Official Tables of Consumer and Trade Point Values (OPA Form R-1313) No. 25 and in the Official Table of Consumer Point Values for Kosher Meats (OPA Form R-1611) No. 25 which are made a part hereof.

This amendment shall become effective 12:01 a. m., April 29, 1945.

Issued this 27th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6816; Filed, Apr. 27, 1945;  
4:55 p. m.]

#### PART 1418—TERRITORIES AND POSSESSIONS [MPR 373, Amdt. 144]

##### FOOD PRODUCTS IN HAWAII

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 373 is amended in the following respects:

1. The table following section 21 (c) (1) is amended by changing the prices of three items and adding one new item to read as follows:

	Wholesale maximum prices	Retail maximum prices
Garlic.....	\$0.41 per lb.	Per lb. \$0.58
Onions, dry, Australian brown.....	\$4.05 per 50 lb. bag.....	.11
Onions, dry, yellow.....	\$3.30 per 50 lb. bag.....	.09
Potatoes, white.....	\$5.25 per 100 lb. bag.....	.075

2. The table following section 21 (d) (1) is amended by changing two items to read as follows:

	Wholesale maximum prices	Retail maximum prices
Oranges:	Per box	Per doz.
100's.....	\$5.85	\$0.94
126's.....	5.85	.74
150's.....	5.85	.62
176's.....	5.85	.53
200's.....	5.85	.47
220's.....	5.85	.43
252's.....	5.85	.37
288's.....	5.85	.33
344's.....	5.85	.27
Lemons:		
252's.....	7.25	.43
300's.....	7.25	.36
360's.....	7.25	.32

This amendment shall become effective as of April 9, 1945.

Issued this 28th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6855; Filed, Apr. 28, 1945;  
11:55 a. m.]

#### PART 1418—TERRITORIES AND POSSESSIONS [MPR 373, Amdt. 145]

##### PORK IN HAWAII

A statement of the considerations involved in the issuance of this amend-

ment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 373 is amended in the following respects:

1. Section 3 (a) is amended by changing the second sentence to read as follows: "The type of transaction covered is specified in each table or pricing section below."

2. Section 12 (a) is amended by adding a new subparagraph (5) to read as follows:

(5) "Commodity" means commodities, articles, products and materials, and it also includes services rendered otherwise than as an employee in connection with the processing, distribution, storage, installation, repair, or negotiation or purchases or sales of a commodity, or in connection with the operation of any service establishment for the servicing of a commodity.

3. Section 19a, Table E, is amended by changing the prices listed therein of the second item to read as follows:

Retail cut	All Islands	
	Grade A maximum price (cents per pound)	Grade B maximum price (cents per pound)
Legs, bone in.....	53	32

This amendment shall become effective as of January 4, 1945.

Issued this 28th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6856; Filed, Apr. 28, 1945;  
11:55 a. m.]

#### PART 1499—COMMODITIES AND SERVICES [SR 14F, Amdt. 5]

##### CHANNEL CARBON BLACK

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Regulation 14F is amended as follows:

1. The heading of section 28 is amended to read: "Channel carbon black sold to Defense Supplies Corporation."

2. Section 28 (a) (1) is amended to read as follows:

(1) Any producer selling to Defense Supplies Corporation high cost output of rubber grades of non-specialty channel carbon black, produced under the War Production Board program for increasing the supply of such black, shall determine a maximum price under the special pricing formula of this section applicable to high cost output or use the maximum prices established by this section for sales to Defense Supplies Corporation of normal output of rubber grades of non-specialty channel carbon black. Any producer selling to Defense Supplies Corporation normal output of rubber



grades of non-specialty channel carbon black shall use the maximum prices established by this section for such sales of normal output.

3. Section 28 (a) (3) is added to read as follows:

(3) Normal output is output other than high cost output.

4. The heading of paragraph (c) of section 28 is amended to read: "*Maximum prices for high cost output.*"

5. Section 28 (c) (2) (v) (1) is amended to read as follows:

(1) Less maximum price per pound for sales of normal output to Defense Supplies Corporation in covered hopper cars as established under paragraph (f) times number of pounds of normal output (total output less high cost output, computed by multiplying each type of supplementary raw material used for high cost output by its yield determined in accordance with paragraph (b)).

6. Section 28 (d) (4) is added to read as follows:

(4) The record-keeping and reporting requirements of this section 28 are in addition to and not in lieu of the requirements otherwise contained in the General Maximum Price Regulation.

7. Section 28 (f) is added to read as follows:

(f) *Maximum prices for normal output.* (1) The maximum price for a sale to Defense Supplies Corporation of normal output produced at any plant in Texas, Louisiana, Oklahoma, New Mexico and Kansas shall be the maximum price for a like sale established under the provisions of the General Maximum Price Regulation other than this section 28 adjusted to apply f. o. b. plant. This adjustment shall be made by subtracting from or adding to the maximum price per pound established under other provisions of the General Maximum Price Regulation an amount for freight absorption or premium equal to the difference in freight cost per pound on shipments to Akron, Ohio in covered hopper cars from the plant and from the basing point on which the General Maximum Price Regulation price was based.

*Example:* A plant at United, Texas has a General Maximum Price Regulation price for sales in covered hopper cars of \$0.0330 per lb., f. o. b. Panhandle points. Covered hopper car freight from Akron to the Panhandle is \$0.98 per 100 lbs., from Akron to United is \$1.03. The freight adjustment is therefore an absorption of \$0.0005 per lb. The adjusted price for sales in covered hopper cars, f. o. b. United, is \$0.0330 less \$0.0005 or \$0.0325 per lb.

"Freight cost" shall be deemed to include the tax imposed by section 620 of the Revenue Act of 1942 (Pub. Law 753, 77th Cong.; approved October 21, 1942).

(2) Where any plant has records adequate to indicate the average freight absorption or premium per pound of rubber grades of non-specialty channel carbon black shipped in covered hopper cars and carload lots from that plant during the year 1944, the producer may, at his option, and subject to approval of the Office of Price Administration,

use such average absorption or premium in place of the absorption or premium on shipments to Akron, Ohio. A producer electing to use this option at any plant shall file a report in triplicate for each such plant, one copy being sent to the Rubber, Chemicals and Drugs Price Branch, Office of Price Administration, Washington 25, D. C., the other two to the Defense Supplies Corporation, Washington 25, D. C. Each such report shall show

(i) Total number of pounds of rubber grades of non-specialty channel carbon black shipped from the plant in covered hopper cars and carload lots during 1944.

(ii) Total freight absorption or premium on such shipment.

(iii) Per pound freight absorption or premium on such shipment.

(3) The maximum price for a sale to Defense Supplies Corporation of normal output produced in a plant located in a state other than that specified in (1) above shall be a price in line with the level of maximum prices established by this paragraph (f) specifically authorized in writing by the Office of Price Administration upon application by the producer.

This amendment shall become effective as of March 25, 1945.

NOTE: The reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 27th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6817; Filed, Apr. 27, 1945;  
4:56 p. m.]

#### PART 1499—COMMODITIES AND SERVICES [SR 14-I, Amdt. 2]

##### STORAGE AND HANDLING OF COTTON

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Supplementary Regulation 14-I is amended in the following respects:

1. The headnote of section 4 is amended to read as follows:

SEC. 4. *Cotton warehousing and cotton compressing within the cotton belt.*

2. Section 4 (a) (2) is amended to read as follows:

(2) The term "government loan cotton" means cotton which is subject to a loan made by the United States Government or any agency thereof and which is still subject to redemption of individual notes by individual producers.

3. In section 4 (a), new subparagraphs (7), (8), and (9) are added, to read as follows:

(7) The term "cotton belt" means the States of Alabama, Arizona, Arkansas, California, Florida, Georgia, Louisiana, Mississippi, Missouri, New Mexico, North Carolina, Oklahoma, South Carolina,

Tennessee, Texas and Virginia, and the Counties of Alexander and Pulaski in the State of Illinois.

(8) The term "government pooled cotton" means cotton which is subject to a loan made by the United States Government or any agency thereof, but which by the terms of the loan may no longer be released by redemption of individual notes, although the original producers may still have an equity in the final proceeds of the sale of such cotton.

(9) The term "cotton other than government owned or government loan cotton" means all cotton not included under the definitions "government loan cotton", "government owned cotton" or "government pooled cotton".

4. Section 4 (k) is added to read as follows:

(k) *Storage and handling of government pooled cotton.* The maximum prices for the storage and handling of "government pooled cotton", performed on and after May 1, 1945, shall be as follows:

(1) For services of receiving, weighing, tagging, sampling, issuing warehouse receipts, and placing the cotton in storage: 25¢ per bale.

(2) For storage of cotton, whether compressed or uncompressed, in warehouses operating compress facilities or of compressed cotton in warehouses not operating compress facilities, 15¢ per bale per month or fraction thereof; for storage of uncompressed cotton in warehouses not operating compress facilities, 17½¢ per bale per month or fraction thereof. Warehousemen are not required to provide fire insurance but from the foregoing storage rates shall be deducted one-half of the average fire insurance rate per \$100 per month paid under the warehouseman's insurance policy covering cotton on which the warehouseman has insured warehouse receipts outstanding, or under the standard form of fire insurance policy approved by the State in which the cotton is stored.

In computing insurance deductions average rates applying to a particular warehouseman and other means of facilitating computations mutually agreed upon by the warehouseman and the government may be used.

(3) The rates and charges in cents per bale for the services specified, as set out in subparagraphs (1) and (2) are subject to the "emergency surcharge" permitted by paragraph (f).

This amendment shall become effective May 1, 1945.

Issued this 28th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6857; Filed, Apr. 28, 1945;  
11:59 a. m.]

#### PART 1305—ADMINISTRATION

[Gen. RO 18, Amdt. 2 to Supp. 1]

##### DISTRIBUTION OF BASES TO CERTAIN FORMER MEMBERS OF THE ARMED FORCES

Supplement 1 to General Ration Order 18 is amended in the following respects:



1. Schedule I, Item 2, is amended to read as follows:

2. General baking products (not including bread and rolls):

Sugar.....	23,839
Butter.....	480
Margarine.....	840
Lard.....	8,160
Shortening.....	13,200
Cooking and salad oils.....	1,320
Canned fruits.....	4,200

2. Schedule I, Items 8 to 16, inclusive, are deleted and a new item 8 is added to read as follows:

8. Other..... (1)

<sup>1</sup> Will be determined by the Washington Office.

3. Schedule II is amended to read as follows:

#### SCHEDULE II—INSTITUTIONAL USERS

Type of institutional user establishments:

Maximum monthly refreshment base permitted (in pounds)

1. Establishments serving potato chips Meat-fats.....	900
2. Establishments serving popcorn or nuts Meat-fats.....	300
3. Establishments serving processed foods juices, vegetable juices, or tomato juice:	
Sugar.....	200
Processed Foods.....	500
4. Establishments serving ice cream, sherbets, or frozen custard:	
Sugar.....	900
Processed Foods.....	100
5. Establishments serving coffee, tea, lemonade or orangeade:	
Sugar.....	500
6. Establishments serving alcoholic beverages:	
Sugar.....	100
7. Establishments serving carbonated beverages:	
Sugar.....	500
8. Establishments engaged primarily in meal services with some incidental refreshment service business:	
Sugar.....	150
Processed Foods.....	100
Meat-fats.....	50
9. Other..... (1)	

<sup>1</sup> To be determined by the Washington Office.

4. Schedule III, Item (B) 2 is amended to read as follows:

2. General bakery products (not including bread and rolls).....

5. Schedule III, Items (B) 8 to 16, inclusive, are deleted and a new item 8 is added to read as follows:

8. Other (specify).....

This amendment shall become effective April 30, 1945.

Issued this 30th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6985; Filed, Apr. 30, 1945; 11:50 a. m.]

#### PART 1346—BUILDING MATERIALS [RMPR 206, Amdt. 11]

##### VITRIFIED CLAY SEWER PIPE AND ALLIED PRODUCTS

A statement of the considerations involved in the issuance of this Amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register:

Revised Maximum Price Regulation No. 206 is amended in the following respects:

1. Subparagraph (2) of section 4.1 (a) is amended to read as follows:

(2) In the case of sales of sewer pipe products sold f. o. b. factory or on a "pick-up basis" or for "less-than-carload shipments by rail" within the West Central Area, South Central Area, and Rocky Mountain Area, as defined below in section 8.1, 9.1, and 10.1, respectively, sellers may add 10 percent to the highest prices charged during the month of March 1942 for the same quality, kind, and quantity of sewer pipe products delivered to purchasers of the same class.

2. Chart I of section 8.3 is amended to read as follows:

CHART I

Discount No.	Arkansas	Kansas	Nebraska	Oklahoma
1.....	53	55	53	55
3.....	58	60	58	60
5.....	39	39	36	39
6.....			31	
7.....	47	49	47	55

3. Chart II of section 8.3 is amended to read as follows:

CHART II

Discount No.	Minnesota zone No. 3	South Dakota zone No. 2	North Dakota
1.....	44	44	44
2.....	50	50	50
3.....	50	50	50
4.....	55	55	55
5.....	28	28	28
6.....	22	22	22
7.....	33	33	33

4. Chart III of section 8.3 is amended to read as follows:

CHART III

Discount No.	Missouri	Illinois zones Nos. 3 and 4	Wisconsin zone No. 3	Wisconsin zone No. 4	Minnesota zone No. 1	Minnesota zone No. 2	Minnesota zone No. 4	Duluth and Superior	Iowa zone No. 1	Iowa zone No. 2	South Dakota zone No. 1
1.....	42	45	42	40	39	37	39	35	45	39	37
2.....		50	47	45	45	43	45	41	50	45	43
3.....	47	50	47	45	45	43	45	41	50	45	43
4.....		55	53	51	50	48	50	46	56	50	48
5.....	28	28	25	23	23	21	28	24	28	25	21
6.....		22	18	16	18	16	23	19	23	19	16
7.....	36	36	30	28	29	27	34	30	36	31	27

5. Chart IV of section 8.4 (b) is amended to read as follows:

CHART IV

Large pipe A. S. T. M. specification C13-44T. Inside diameter (inches)	Invoice weight (per foot)	Arkansas	Kansas	Nebraska	Oklahoma
27 #1 per foot.....	245#	\$2.85	\$2.85	\$2.85	\$2.85
30 #1 per foot.....	300#	3.45	3.45	3.45	3.45
33 #1 per foot.....	355#	4.10	4.10	4.10	4.10
36 #1 per foot.....	395#	4.60	4.60	4.60	4.60
27 #2 per foot.....	245#	2.30	2.30	2.30	2.30
30 #2 per foot.....	300#	2.80	2.80	2.80	2.80
33 #2 per foot.....	355#	3.30	3.30	3.30	3.30
36 #2 per foot.....	395#	3.90	3.90	3.90	3.90

6. Chart V of section 8.4 (d) (1) is amended to read as follows:

CHART V

Large pipe A. S. T. M. specification C13-44T inside diameter (inches)	Invoice weight (per foot)	Minnesota zone No. 3	South Dakota zone No. 2	North Dakota
27" #1 per foot.....	Pounds 245	\$3.60	\$3.60	\$3.60
30" #1 per foot.....	300	4.00	4.00	4.00
33" #1 per foot.....	355	5.20	5.20	5.20
36" #1 per foot.....	395	6.30	6.30	6.30
27" #2 per foot.....	245	3.30	3.30	3.30
30" #2 per foot.....	300	3.70	3.70	3.70
33" #2 per foot.....	355	5.10	5.10	5.10
36" #2 per foot.....	395	5.85	5.85	5.85

7. Chart VI of section 8.4 (d) (1) is amended to read as follows:

CHART VI

Large pipe A. S. T. M. specification C13-44T inside diameter (inches)	Invoice weights (per foot)	Missouri and Illinois zones 3 and 4	Wisconsin zones 3 and 4	Minnesota zones 1, 2, and 4	Duluth, Minnesota, and Superior, Wis.	Iowa zones 1 and 2	South Dakota zone 1
27 #1 per foot.....	Pounds 245	\$3.45	\$3.60	\$3.60	\$3.60	\$2.85	\$3.60
30 #1 per foot.....	300	3.90	3.95	3.95	3.95	3.50	3.95
33 #1 per foot.....	355	5.30	5.45	5.45	5.45	4.90	5.45
36 #1 per foot.....	395	6.00	6.25	6.25	6.25	5.05	6.25
27 #2 per foot.....	245	3.15	3.25	3.25	3.25	2.30	3.25
30 #2 per foot.....	300	3.45	3.60	3.60	3.60	2.85	3.60
33 #2 per foot.....	355	4.85	5.00	5.00	5.00	3.75	5.00
36 #2 per foot.....	395	5.55	5.80	5.80	5.80	4.20	5.80

<sup>1</sup> Add freight at Red Wing, Minn., rate to the extent that such rates exceed 20 cents per cwt.



8. Table A-1 of section 8.4 (e) (5) is amended to read as follows:

TABLE A-1—SEWER PIPE: A. S. T. M. SPECIFICATION C13-44T

Inside diameter (inches)	No. 1 straight pipe (per foot)	No. 2 straight pipe (per foot)
3" and 4"—2'-2½' length	\$0.1225	
6"—2'-2½' length	.1715	
8"—3' length	.265	\$0.24
10"—3' length	.371	.336
12"—3' length	.477	.432
15"—3' length	.705	.72
18"—3' length	1.113	1.008
21"—3' length	1.484	1.344
24"—3' length	1.908	1.728

9. Table A-1 (a) of section 8.4 (e) (5) is amended to read as follows:

TABLE A-1 (A)—SEWER PIPE, EXTRA STRENGTH: A. S. T. M. SPECIFICATION C200-44T

Nominal diameter (inches)	No. 1 straight pipe (per foot)	No. 2 straight pipe (per foot)
4—2'-2½'-3' length	\$0.147	
6—2'-2½'-3' length	.2205	
8—3' length	.318	\$0.238
10—3' length	.4505	.408
12—3' length	.556	.504
15—3' length	.901	.816
18—3'-4' length	1.378	1.248
21—3'-4' length	1.908	1.728
24—3'-4' length	2.438	2.208

10. Table A-2 of section 8.4 (e) (5) is amended to read as follows:

TABLE A-2—SEWER PIPE FITTINGS: A. S. T. M. SPECIFICATION C13-44T

Inside diameter (inches)	¼ curve (each)	½ curve (each)	¾ curve (each)	6" septic tank fittings (each)
3 and 4	\$0.49	\$0.49	\$0.49	
6	.686	.686	.686	\$0.825
8	1.06	1.06	1.06	
10	1.484	1.484	1.484	
12	1.908	1.908	1.908	
15	3.30	3.18	3.18	
18	8.904	4.452	4.452	
21	11.872	5.936	5.936	
24	15.264	7.632	7.632	

11. Table A-2 (a) of section 8.4 (e) (5) is amended to read as follows:

TABLE A-2 (A)—SEWER PIPE FITTINGS, EXTRA STRENGTH: A. S. T. M. SPECIFICATION C200-44T

Nominal diameter (inches)	Curves and elbows (each)	¾ curves (each)	¾ curves and elbows (each)	Y's or T's 3' long (each)	Double Y's or T's 3' long (each)	12" x 12" Y's or T's (each)
4	\$0.588			\$0.588		
6	.882			.882		
8	1.272			1.59	\$2.226	
10	1.802			2.2525	3.1535	
12	2.226			2.7825	3.892	\$4.3715
15		\$3.604	\$7.208	4.505	9.4025	
18		5.512	11.024	6.89	14.469	
21		7.632	15.264	9.54	20.034	
24		9.752	19.504	12.19	25.599	

14" Y's or T's, 1 foot length only.

16" Y's or T's, 1½ feet length only.

12. Table A-3 of section 8.4 (e) (5) is amended to read as follows:

TABLE A-3—SEWER PIPE FITTINGS: A. S. T. M. SPECIFICATION C13-44T

Inside diameter (inches)	Y's or T's 2' long (each)	Y's or T's 3' long, inlets 12" and under (each)	Y's or T's 3' long, inlets 15" and larger (each)	Double Y's or T's 2' long (each)
3 and 4	\$0.49			\$0.735
6	.686			1.029
8		\$1.825		
10		1.855		
12		2.385		
15		3.975	\$5.9625	
18		5.565	8.3475	
21		7.42	11.13	
24		9.54	14.31	

13. Table A-4 of section 8.4 (e) (5) is amended to read as follows:

TABLE A-4—SEWER PIPE FITTINGS: A. S. T. M. SPECIFICATION C13-44T

Inside diameter (inches)	Double Y's or T's 3' long (each)	12" x 12" Y's or T's (each)	Traps (each)	Increasers and de-creasers
3 and 4			\$1.225	\$0.49
6			1.715	.686
8	\$1.855		3.18	1.06
10	2.597		4.452	1.484
12	3.339	\$3.75	5.724	1.908
15	8.3475			3.18
18	11.6865			4.452
21	15.582			5.936
24	20.034			7.632

14. Table A-5 of section 8.4 (e) (5) is amended to read as follows:

TABLE A-5—SEWER PIPE FITTINGS: A. S. T. M. SPECIFICATION C13-44T

Inside diameter (inches)	Saddles and slants	Breeches	Strainers	Stoppers
3 and 4	Each \$0.49	Each \$0.735	Each \$0.0565	Each \$0.0396
6	.686	1.029	.0792	.0528
8	1.06	1.855	.308	.1925
10	1.484	2.597	.462	.2695
12	1.908	3.339	.616	.3961
15	3.18	8.3475		.6160
18	4.452	11.6865		
21	5.936	15.582		
24	7.632	20.034		

15. Table A-6 of section 8.4 (e) (5) is amended to read as follows:

TABLE A-6—GUTTER PIPE, CONDUIT PIPE, AND WELL PIPE

Inside diameter (inches)	Channel split or gutter pipe (per foot)	Whole split or conduit pipe (per whole foot)	Well tubing and air pipe (per foot)
3" and 4"—2'-2½' length	\$0.0768	\$0.1536	\$0.1225
6"—2'-2½' length	.1056	.2112	.1715
8"—3' length	.1696	.3392	.265
10"—3' length	.2332	.4664	.371
12"—3' length	.2968	.5936	.477
15"—3' length	.4982	.9964	.795
18"—3' length	.6996	1.3992	1.113
21"—3' length	.9275	1.855	1.484
24"—3' length	1.1925	2.385	1.908

16. Table A-7 of section 8.4 (e) (5) is amended to read as follows:

TABLE A-7—LARGE SEWER PIPE: A. S. T. M. SPECIFICATION C13-44T

Inside diameter (inches)	No. 1 straight pipe (per foot)	No. 2 straight pipe (per foot)	Well tubing and air pipe (per foot)
27—3' and 4' length	\$2.40	\$1.85	\$2.40
30—3' and 4' length	3.00	2.30	3.00
33—3' and 4' length	3.90	3.15	3.90
36—3' and 4' length	4.35	3.45	4.35

17. Table A-8 of section 8.4 (e) (5) is amended to read as follows:

TABLE A-8—LARGE SEWER PIPE FITTINGS: A. S. T. M. SPECIFICATION C13-44T

Inside diameter (inches)	Y's or T's 3'-6" inlet (each)	Y's or T's 3'-8" inlet (each)	Y's or T's 3'-10" inlet (each)	Y's or T's 3'-12" inlet (each)
27	\$9.90	\$10.50	\$12.70	\$13.80
30	11.20	12.30	14.50	15.60
33	13.90	15.00	17.20	18.30
36	15.25	16.35	18.55	19.65



## 24. Table B-2 of section 8.4 (e) (5) is amended to read as follows:

TABLE B-2—SEWER PIPE FITTINGS: A. S. T. M. SPECIFICATION C13-44T

Inside diameter (inches)	1/4 curve (each)	1/2 curve (each)	3/4 curve (each)	6" septic tank fittings (each)	Y's or T's 2" long under (each)	Y's or T's 3" long inlets and larger (each)	Double Y's or T's 2" long (each)
3 and 4	\$0.57	\$0.57	\$0.57	\$0.798	\$0.57		\$0.855
6	1.24	1.24	1.24	1.798	1.55		1.197
8	1.736	1.736	1.736	2.17	2.17		
10	2.232	2.232	2.232	2.79	2.79		
12	3.72	3.72	3.72	4.65	4.65		
15	7.44	7.44	7.44	8.51	8.51		
18	10.416	10.416	10.416	13.02	13.02		
21	13.888	13.888	13.888	16.74	16.74		
24	17.856	17.856	17.856				

1 See special column for 12" x 12".

2 See next column.

## 25. Table B-2 (a) of section 8.4 (e) (5) is amended to read as follows:

TABLE B-2 (a)—SEWER PIPE FITTINGS, EXTRA STRENGTH: A. S. T. M. SPECIFICATION C200-44T

Nominal diameter (inches)	Curves and elbows (each)	1/2 curves (each)	3/4 curves and elbows (each)	Y's or T's 3" long (each)	Double Y's or T's 3" long (each)	12" x 12" Y's or T's (each)
4	\$0.684			1.80	2.604	
6	1.026			2.635	4.587	
8	1.488			3.255	5.699	
10	2.08			4.27	7.097	
12	2.694			5.27	8.695	
15		\$4.916	\$8.432	8.06	15.926	
18		8.448	17.856	11.16	23.436	
21			22.816	14.26	29.946	
24						

1 4" Y's or T's, 1 foot length only.

2 6" Y's or T's, 1 1/2 feet length only.

## 26. Table B-3 of section 8.4 (e) (5) is amended to read as follows:

TABLE B-3—SEWER PIPE FITTINGS: A. S. T. M. SPECIFICATION C13-44T

Inside diameter (inches)	Double Y's or T's 3" long (each)	12" x 12" Y's or T's (each)	Traps (each)	Increases and decreases (each)	Saddles and slants (each)	Breeches (each)	Strainers (each)	Stoppers (each)
3 and 4			\$1.45	\$0.37	\$0.57	\$0.85	\$0.08	\$0.065
6	\$2.17	2.03	3.72	1.798	1.24	1.20	1.11	0.08
8	3.068	3.72	5.208	2.232	1.736	2.17	1.50	0.33
10	3.906	4.696	6.696	2.79	2.232	3.04	1.99	0.50
12	4.744	5.696		3.32	2.79	3.91	2.77	0.77
15	6.51			4.65	3.72	5.208	3.91	0.99
18	8.28			5.98	4.65	6.44	5.208	12.15
21	10.05			7.31	5.98	7.85	6.44	12.15
24	11.82			8.64	7.31	9.28	7.85	15.62

1 See B-2.

## 18. Table A-9 of section 8.4 (e) (5) is amended to read as follows:

TABLE A-9—LARGE SEWER PIPE FITTINGS: A. S. T. M. SPECIFICATION C13-44T

Inside diameter (inches)	Y's or T's 3" long (each)	Y's or T's 21" inlet (each)	Y's or T's 21" inlet (each)	Increases, decreases, and 1/2 curves (each)	Saddles and slants (each)
27	\$16.00	\$23.70	\$29.20	\$14.55	\$14.55
30	17.80	25.50	31.00	17.85	17.85
33	20.50	28.20	33.70	20.55	20.55
36	21.85	29.55	35.05	23.10	23.10

## 19. Table A-10 of section 8.4 (e) (5) is amended to read as follows:

TABLE B-1 of section 8.4 (e) (5) is amended to read as follows:

TABLE B-1—SEWER PIPE: A. S. T. M. SPECIFICATION C13-44T No. 1 and No. 2

Size	Straight coping per foot	Closed corners (each)	T's (each)	Inside diameter (inches)	No. 1 straight pipe (per foot)	No. 2 straight pipe (per foot)
9"-2' length	\$0.165	\$0.66	\$0.66	3" and 4"-2'-2 1/2' length	\$0.1425	
13"-2' length	.231	.924	1.155	6"-2'-2 1/2' length	.1995	
18"-2' length	.396	1.584	1.98	8"-2'-2 1/2' length	.31	\$0.28
				10"-2'-2 1/2' length	.434	.392
				12"-2'-2 1/2' length	.558	.504
				15"-2'-2 1/2' length	.84	.84
				18"-2'-2 1/2' length	1.302	1.176
				21"-2'-2 1/2' length	1.736	1.568
				24"-2'-2 1/2' length	2.232	2.016

1 5" and 12" lengths priced as 1 foot of pipe. 18" lengths priced as 2 feet of pipe.

## 20. Table A-11 of section 8.4 (e) (5) is amended to read as follows:

TABLE A-11—SQUARE FIRE CLAY FLUE LINING

Size (outside dimensions)	Price (per foot)
4 1/2" x 8 1/2" length	\$0.183
8 1/2" x 8 1/2" length	.244
8 1/2" x 13" length	.2745
13" x 13" length	.365
13" x 17 1/2" length	.4575
17 1/2" x 17 1/2" length	.488
17 1/2" x 17 1/2" length	.61
	.793

## 21. Table A-12 of section 8.4 (e) (5) is amended to read as follows:

TABLE A-12—ROUND FIRE CLAY FLUE LINING

Diameters (inside dimensions)	Prices (per foot)	T's-2" (each)	Thimbles (each)
6" 2' length	\$0.1715	\$0.686	\$0.1715
7" thimbles	.265	1.06	.265
8" 2' length	.371	1.484	.371
9" thimbles	.477	1.908	.477
10" 2' length	.583	2.332	.583
12" 2' length	.785	3.18	.785
15" 2' length	1.113	4.452	1.113
18" 2' length	1.484	5.966	1.484
21" 2' length	1.908	7.632	1.908

Thimbles made 4 1/2", 6", 8", 9", 10", 12" and 15" long.

## 22. Table B-1 of section 8.4 (e) (5) is amended to read as follows:

TABLE B-1 (A)—SEWER PIPE, EXTRA STRENGTH: A. S. T. M. SPECIFICATION C200-44T

Nominal diameter (inches)	No. 1 straight pipe (per foot)	No. 2 straight pipe (per foot)
4"-2'-2 1/2' length	\$0.171	
6"-2'-2 1/2' length	.2565	
8"-2'-2 1/2' length	.372	\$0.396
10"-2'-2 1/2' length	.476	.476
12"-2'-2 1/2' length	.583	.583
15"-2'-2 1/2' length	.888	.888
18"-2'-2 1/2' length	1.302	1.302
21"-2'-2 1/2' length	1.736	1.736
24"-2'-2 1/2' length	2.232	2.232

Thimbles made 4 1/2", 6", 8", 9", 10", 12" and 15" long.



27. Table B-4 of section 8.4 (e) (5) is amended to read as follows:

TABLE B-4—GUTTER PIPE, CONDUIT PIPE AND WELL PIPE

Inside diameter (inches)	Channel split or gutter pipe (per foot)	Whole split or conduit pipe (per foot)	Well tubing and air pipe (per foot)
3 and 4.....	\$0.11	\$0.22	.....
6.....	.154	.266	.....
8.....	.242	.434	.....
10.....	.331	.583	.....
12.....	.420	.732	.....
15.....	.558	.980	.....
18.....	.716	1.232	.....
21.....	1.00	1.736	.....
24.....	1.32	2.242	.....

29. Table B-6 under section 8.4 (e) (5) is amended to read as follows:

TABLE B-6—LARGE SEWER PIPE FITTINGS: A. S. T. M. SPECIFICATION C13-44T [No. 1 and No. 2]

Inside diameter (inches)	Y's or T's—3' 6" inlet (each)	Y's or T's—3' 10" inlet (each)	Y's or T's—3' 12" inlet (each)	Y's or T's—3' 15" inlet (each)	Y's or T's—3' 18" inlet (each)	Y's or T's—3' 21" inlet (each)	Y's or T's—3' 24" inlet (each)
27.....	\$11.20	\$11.70	\$13.90	\$15.00	\$17.20	\$19.40	\$24.90
30.....	12.55	13.65	15.85	16.95	19.15	21.35	28.35
33.....	15.65	16.65	18.85	19.85	22.15	24.35	33.35
36.....	17.05	18.15	20.35	21.45	23.65	25.85	36.85

30. Table B-7 of section 8.4 (e) (5) is amended to read as follows:

TABLE B-7—LARGE SEWER PIPE FITTINGS: A. S. T. M. SPECIFICATION C13-44T [No. 1 and No. 2]

Inside diameter (inches)	Decreasers and increasers 1/4 curves (each)	Well tubing and air pipe (per foot)	Saddles and slants (each)
27'-3' and 4' length.....	\$16.85	\$2.80	\$16.85
30'-3' and 4' length.....	20.60	3.45	20.60
33'-3' and 4' length.....	26.75	4.45	26.75
36'-3' and 4' length.....	29.75	4.95	29.75

31. Table C-1 of section 8.4 (e) (5) is amended to read as follows:

TABLE C-1—SEWER PIPE: A. S. T. M. SPECIFICATION C13-44T No. 1 and No. 2

Inside diameter (inches)	No. 1 straight pipe (per foot)	No. 2 straight pipe (per foot)
27' and 4'-2'-2 1/2' length.....	\$0.155	.....
30'-3' length.....	.2265	.....
33'-3' length.....	.303	.....
36'-3' length.....	.453	.....
39'-3' length.....	.603	.....
42'-3' length.....	.753	.....
45'-3' length.....	.903	.....
48'-3' length.....	1.053	.....
51'-3' length.....	1.203	.....
54'-3' length.....	1.353	.....
57'-3' length.....	1.503	.....
60'-3' length.....	1.653	.....
63'-3' length.....	1.803	.....
66'-3' length.....	1.953	.....
69'-3' length.....	2.103	.....
72'-3' length.....	2.253	.....

33. Table C-2 of section 8.4 (e) (5) is amended to read as follows:

TABLE C-2—SEWER PIPE FITTINGS: ASTM SPECIFICATION C13-44T

Inside diameter (inches)	1/4 curve (each)	1/2 curve (each)	3/4 curve (each)	6" septic tank fittings (each)	Y's or T's 2' long (each)	Y's or T's 3' long inlets 12" and under (each)
3 and 4.....	\$0.72	\$0.72	\$0.72	.....	\$0.72	.....
6.....	1.022	1.022	1.022	.....	1.022	.....
8.....	1.40	1.40	1.40	.....	.....	\$1.75
10.....	1.96	1.96	1.96	.....	.....	2.45
12.....	2.52	2.52	2.52	.....	.....	3.15
15.....	3.40	3.40	3.40	.....	.....	4.15
18.....	4.40	4.40	4.40	.....	.....	5.25
21.....	5.88	5.88	5.88	.....	.....	6.35
24.....	7.84	7.84	7.84	.....	.....	7.45
27.....	10.08	10.08	10.08	.....	.....	8.60
30.....	12.96	12.96	12.96	.....	.....	12.60



36. Table C-4 of section 8.4 (e) (5) is amended to read as follows:

TABLE C-4—SEWER PIPE FITTINGS: A. S. T. M. SPECIFICATION C13-44T

Inside diameters (inches)	Saddles and slants (each)	Breeches (each)	Strainers (each)	Stoppers (each)
3 and 4.....	\$0.73	\$0.93	\$0.11	\$0.11
6.....	1.05	1.323	.165	.11
8.....	1.40	2.45	.50	.33
10.....	1.96	3.43	.99	.50
12.....	2.52	4.41	1.25	.77
15.....	4.20	7.35		.99
18.....	5.88	10.29		
21.....	7.84	13.72		
24.....	10.08	17.64		

37. Table C-5 of section 8.4 (e) (5) is amended to read as follows:

TABLE C-5—GUTTER PIPE, CONDUIT PIPE, AND WELL PIPE

Inside diameters (inches)	Channel split or gutter pipe (per split foot)	Whole split or conduit pipe (per whole foot)	Well tubing and air pipe (per foot)
2" and 4"—2'-2 1/2' length.....	\$0.11	\$0.22	\$0.155
6"—2'-2 1/2' length.....	.154	.308	.2205
8"—3'.....	.242	.484	.35
10"—3'.....	.341	.682	.49
12"—3'.....	.439	.878	.63
15"—3'.....	.716	1.432	1.05
18"—3'.....	1.00	2.00	1.47
21"—3'.....	1.32	2.64	1.96
24"—3'.....	1.71	3.42	2.52

38. Table C-6 of section 8.4 (e) (5) is amended to read as follows:

TABLE C-6—LARGE SEWER PIPE: A. S. T. M. SPECIFICATION C13-44T

Inside diameters (inches)	No. 1 straight pipe (per foot)	No. 2 straight pipe (per foot)	Well tubing and air pipe (per foot)
27"—3' and 4' length.....	\$3.40	\$3.05	\$3.40
30"—3' and 4' length.....	4.30	3.55	4.30
33"—3' and 4' length.....	5.60	4.30	5.60
36"—3' and 4' length.....	6.60	5.10	6.60

39. Table C-7 of section 8.4 (e) (5) is amended to read as follows:

TABLE C-7—LARGE SEWER PIPE FITTINGS: A. S. T. M. SPECIFICATION C13-44T

Inside diameters (inches)	Y's or T's—3' 6" inlet (each)	Y's or T's—3' 8" inlet (each)	Y's or T's—3' 10" inlet (each)	Y's or T's—3' 12" inlet (each)	Y's or T's—3' 15" inlet (each)
27.....	\$12.90	\$13.50	\$15.70	\$16.80	\$19.00
30.....	15.10	16.20	18.40	19.50	21.70
33.....	19.00	20.10	22.30	23.40	25.60
36.....	22.00	23.10	25.30	26.40	28.60

40. Table C-8 of section 8.4 (e) (5) is amended to read as follows:

TABLE C-8—LARGE SEWER PIPE FITTINGS: A. S. T. M. SPECIFICATION C13-44T

Inside diameter (inches)	Y's or T's—3' 18" inlet (each)	Y's or T's—3' 21" inlet (each)	Y's or T's—3' 24" inlet (each)	Increases, decreases and 1/2 curves (each)	Saddles and slants (each)
27.....	\$21.20	\$26.70	\$32.20	\$20.50	\$20.50
30.....	23.50	29.40	34.60	25.75	25.75
33.....	27.80	33.30	38.80	33.70	33.70
36.....	30.80	36.30	41.80	39.65	39.65

41. Table C-9 of section 8.4 (e) (5) is amended to read as follows:

TABLE C-9—VITRIFIED SALT-GLAZED WALL COPING (DOUBLE SLANT)

Size	Straight coping (per foot) <sup>1</sup>	Corners (see description below)	Closed ends and starters (each)	T's (each)
9"—2' length.....	\$0.2425	\$0.97	\$0.97	\$1.2125
13"—2' length.....	.3395	1.358	1.358	1.6975
18"—2' length.....	.504	2.256	2.256	2.82

<sup>1</sup> 6" and 12" lengths priced as 1 foot of pipe. 18" lengths priced as 2 feet of pipe.

42. Table C-10 of section 8.4 (e) (5) is amended to read as follows:

TABLE C-10—SQUARE FIRE CLAY FLUE LINING

Size—outside dimensions (inches)	Price (per foot)
4 1/2" x 8 1/2"—2' length.....	\$0.264
5 1/2" x 8 1/2"—2' length.....	.364
4 1/2" x 13"—2' length.....	.395
5 1/2" x 13"—2' length.....	.516
13" x 13"—2' length.....	.6375
8 1/2" x 17 1/2"—2' length.....	.695
13" x 17 1/2"—2' length.....	.85
17 1/2" x 17 1/2"—2' length.....	1.079

43. Table C-11 of section 8.4 (e) (5) is amended to read as follows:

TABLE C-11—ROUND FIRE CLAY FLUE LINING, CHIMNEY PIPE AND THIMBLES

Inside dimensions (inches)	Prices per foot <sup>1</sup>		T's—2' (each)	Thimbles (each)
	Without hole	With hole		
6"—2' length.....	\$0.24	\$0.27	\$0.96	\$0.33
7" thimbles.....				.44
8"—2' length.....	.38	.50	1.52	.44
9" thimbles.....				.61
10"—2' length.....	.54	.66	2.16	.61
12"—2' length.....	.68	.88	2.72	.88
15"—2' length.....	1.12	1.38	4.48	
18"—2' length.....	1.55	1.93	6.20	
21"—2' length.....	2.10	2.48	8.40	
24"—2' length.....	2.66	3.03	10.64	

<sup>1</sup> Add 50 percent to list if inlets or holes are 15 inches or larger.

44. A new section 8.5 is added to read as follows:

SEC. 8.5 Maximum price for resellers of sewer pipe products. Any person pur-

chasing sewer pipe products for resale in the same form may add to his maximum resale prices an amount not exceeding the actual dollars-and-cents increased cost to him resulting from the increase in maximum prices permitted manufacturers of sewer pipe products by amendments 4 and 11, affecting sections 4.1, 8.3, 8.4, as amended of this regulation.

45. Table in section 9.3 is amended to read as follows:

Discount No.	Texas	Louisiana (west of Mississippi River)
1.....	56	56
2.....	50	50
3.....	45	45
4.....	61	57
5.....	34	34
6.....	47	47

46. Chart I of section 9.4 (b) is amended to read as follows:

CHART I

Large sewer pipe ASTM specification C13-44T (inside diameter, inches)	Invoice weights (pounds per foot)	Texas	Louisiana, west of Mississippi River
27" #1 per foot.....	245	\$2.85	\$2.85
30" #1 per foot.....	300	3.45	3.45
33" #1 per foot.....	355	4.10	4.10
36" #1 per foot.....	395	4.60	4.60
27" #2 per foot.....	245	2.30	2.30
30" #2 per foot.....	300	2.80	2.80
33" #2 per foot.....	355	3.30	3.30
36" #2 per foot.....	395	3.90	3.90

47. A new section 9.5 is added to read as follows:

SEC. 9.5 Maximum prices for resellers of sewer pipe products. Any person purchasing sewer pipe products for resale in the same form may add to his maximum prices an amount not exceeding the actual dollars-and-cents increased cost to him resulting from the increase in maximum prices permitted manufacturers of sewer pipe products by amendment 11, affecting sections 4.1, 9.3, and 9.4, as amended, of this regulation.

48. Chart I of section 10.3 is amended to read as follows:

CHART I

Discount No.	Utah	Idaho zone 3	Wyoming zone 1	Wyoming zone 2	Nevada zone 2	Montana zone 2	Montana zone 3	Montana zone 4
1.....	25	23	23	33	23	27	31	34
2.....	25	23	23	33	23	27	31	34
3.....	23	20	20	33	20	27	31	34
4.....	23	20	20	33	20	27	31	34
5.....	34	34	34	44	34	38	42	45
6.....	34	34	34	44	34	38	42	45
7.....	31	31	31	44	31	38	42	45
8.....	31	31	31	44	31	38	42	45
9.....	9	9	9	27	9	27	27	28
10.....	17	17	17	27	17	27	27	28
11.....	16	16	16	27	16	27	27	28
12.....				27		27	27	28
13.....				27		27	27	28
14.....				27		27	27	28
15.....				16		16	16	17
16.....				16		16	16	17
17.....	25	23						
18.....	23	20						
19.....	23	20						

<sup>1</sup> The following is an exception to chart I:

Discount number:

10.....	11
11.....	11

Idaho, zone 3—All Idaho towns on the Union Pacific R. R. west of American Falls



49. Chart II of section 10.3 is amended to read as follows:

Discount number	Utah— Salt Lake and Davis Counties	Utah— Webber and Utah Counties	Colorado— Denver County
1.....	30	25	34
2.....	27	25	34
3.....	24	23	36
4.....	23½	23	34
5.....	43	38	-----
6.....	43	41	-----
7.....	39	38	-----
8.....	39	38	-----

50. Chart III of section 10.3 is amended to read as follows:

CHART III—PERCENTAGE DISCOUNTS F. O. B. FACTORY

Discount number	Colorado and New Mexico	Arizona zone 2, Wyoming zone 3
1.....	41	41
2.....	41	41
3.....	43	43
4.....	45	45
5.....	60	60
6.....	60	60
7.....	56	56
8.....	50	50
9.....	34	34
10.....	34	34
11.....	34	34
12.....	41	41
13.....	43	43
14.....	45	45
15.....	12	12
16.....	6	6
17.....	41	41
18.....	43	43
19.....	45	45

51. Chart IV of section 10.3 is amended to read as follows:

CHART IV—PERCENTAGE DISCOUNTS F. O. B. FACTORY STRAIGHT AND MIXED CARRIAGES

Discount number	Utah (entire State); Idaho zone 3; Wyoming, zone 1; Nevada, zone 2
1.....	-----
2.....	-----
3.....	-----
4.....	-----
5.....	-----
6.....	-----
7.....	-----
8.....	-----
9.....	-----
10.....	-----
11.....	-----
12.....	37
13.....	37
14.....	41
15.....	plus 32
16.....	plus 27

52. A new section 10.5 is added to read as follows:

SEC. 10.5 *Maximum prices for resellers of sewer pipe products.* Any person purchasing sewer pipe products for resale in the same form may add to his maximum prices an amount not exceeding the actual dollars-and-cents increased cost to him resulting from the increase in maximum prices permitted manufacturers of sewer pipe products by amendment 11, affecting sections 4.1 and 10.3, as amended of this regulation.

This amendment shall become effective May 5, 1945.

Issued this 30th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6962; Filed, Apr. 30, 1945;  
11:50 a. m.]

# PART 1373—PERSONAL AND HOUSEHOLD ACCESSORIES

[MPR 564<sup>1</sup>, Amdt. 4]

## FOUNTAIN PENS AND MECHANICAL PENCILS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 564 is amended in the following respects:

1. Section 7 is amended to read as follows:

SEC. 7. *Wholesalers' applications for retail ceiling prices.* On and after January 1, 1945, a wholesaler may not sell or deliver a fountain pen or mechanical pencil which is not listed in section 23 until he has applied by letter to the appropriate District Office of the Office of Price Administration and until a retail ceiling price has been approved for the article, under this section, in line with the level of retail ceiling prices, established by this regulation. The application must set forth a complete description of the article, the model designation, his supplier's name and address, the name of the manufacturer (if known), his acquisition cost, and a proposed retail ceiling price.

The proposed retail ceiling price shall be deemed approved 20 days after mailing the application (or all additional information which may be requested) unless within that time the Office of Price Administration notifies the seller that his proposed price has been disapproved.

The Price Administrator, may, at any time, approve, disapprove or revise retail ceiling prices proposed or established under this section so as to bring them into line with the level of maximum prices otherwise established by this regulation.

2. Section 11 is amended to read as follows:

SEC. 11. *Retailer's applications for retail ceiling prices.* On and after January 1, 1945, a retailer may not offer for sale, sell, or deliver a fountain pen or mechanical pencil which is not listed in section 23 or for which a retail ceiling price has not been approved under section 7, until he has applied by letter to the appropriate District Office of the Office of Price Administration and until a retail ceiling price has been approved for the article, under this section, in line with the level of retail ceiling prices established by this regulation. The application should set forth a complete description of the article, the model designation, his supplier's name and address, the name of the manufacturer (if known), his acquisition cost, and a proposed retail ceiling price.

The proposed ceiling price shall be deemed approved 20 days after mailing the application (or all additional information which may be requested) unless, within that time the Office of Price Administration notifies the seller that his proposed price has been disapproved.

The Price Administrator may, at any time, approve, disapprove or revise retail

ceiling prices proposed or established under this section so as to bring them into line with the level of maximum prices otherwise established by this regulation.

This amendment shall become effective on May 5, 1945.

Issued this 30th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6983; Filed, Apr. 30, 1945;  
11:48 a. m.]

# PART 1381—SOFTWOOD LUMBER

[RMFR 161<sup>1</sup>, Amdt. 21]

## WEST COAST LOGS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 161 is amended in the following respects:

1. The initial unlettered paragraph of § 1381.156, through the second colon is hereby deleted.

2. Paragraph (c) of § 1381.158 is amended to read as follows:

(c) In an order issued under this regulation are listed "approved" graders and scalers and scaler employees of bureaus found to be qualified to perform the service of grading and scaling. When buyers and sellers have their logs graded and scaled by such "approved" graders and scalers, the buyers and sellers will not be held responsible for inaccurate grades or scales. Where graders and scalers other than those listed in the order are used, however, and subsequent rescale or check scale shows more than 5% variation in value from the original grade or scale, the buyer and seller shall be chargeable with the full responsibility for such incorrect grade or scale and subject to the penalties provided for violation of this regulation. When the service is performed by the bureaus named, the scaling and grading will not be considered as having been done by "approved" scalers unless the individual who actually did the scaling is listed as an employee of that Bureau in Appendix B; provided, however, that for a period of 60 days from April 30, 1945 the scaling shall be deemed to have been done by "approved" scalers if performed by the employees of the following bureaus: Puget Sound Log Scaling and Grading Bureau, Seattle, Washington; Grays Harbor Log Scaling and Grading Bureau, Aberdeen, Washington; Columbia River Log Scaling and Grading Bureau, Portland, Oregon.

3. Section 1381.158 (d) is amended by the deletion of the words "by appropriate amendment" from the last sentence.

4. Section 1381.158 (e) is amended so that the last sentence thereof reads as follows: "If, upon investigation, it is found that the applicant possesses the necessary qualifications and ability to do a reasonably accurate and acceptable

<sup>1</sup> 9 F.R. 12920, 13716, 14939; 10 F.R. 2247.

<sup>1</sup> 9 F.R. 9668, 10644, 13846, 14059; 10 F.R. 924, 2973.



job of log-scaling under the rules of this regulation, the Administrator will by order approve the applicant as a scaler under this section."

5. A new paragraph is added to § 1381.158 to read as follows:

(f) All logs scaled for delivery on trucks direct to the purchasers must have marked conspicuously on the log identifying symbols (as designated on the scale sheet) which will show, first, the grade and scale of the log, and second, the identity of the grader and scaler. The symbols on the log may be marked in crayon.

6. Paragraph (b) of § 1381.160 is amended to read as follows:

(b) *Grades and scales.* All original scale records shall be signed by the individual grader and scaler and shall show gross and net measurements in diameter and length and net scale volume of each log, and shall designate the type of defect by appropriate symbols; except that the Portland District Office may waive the gross or net measurement requirement upon application from any scaler designated as an approved scaler in an order if the application shows that the original scale records customarily used in that district did not conform to the requirement of this section. Cedar slabs and chunks shall be so designated and the net scale only shall be shown.

7. Paragraph (c) of § 1381.160 is amended to read as follows:

(c) *Grade and scale certificate.* On and after April 30, 1945, a scale and grade certificate or statement must accompany every sale of West Coast logs subject to this regulation. The statement must be in the form customarily used in the particular district and must be signed by the person who scaled and graded the logs, or in the case of a bureau listed in Appendix B by its manager. If the statement is issued by the latter, it must contain a certification that "These logs have been graded and scaled on \_\_\_\_\_ by \_\_\_\_\_, an approved grader and scaler employee approved by OPA under Revised Maximum Price Regulation 161". In addition, the statement or certificate must indicate the grade and scale of the logs in accordance with the grading and scaling rules set out in Appendix A. A copy of this certification or statement must be filed within ten days after the scaling and grading of the logs with the District Office of the Office of Price Administration at Portland, Oregon.

8. In § 1381.162 a new paragraph (c) is added to read as follows:

(c) *Individual adjustment.*—(1) *When adjustment may be granted.* The Price Administrator may by order adjust the maximum prices established under this regulation for any cedar shingle log producer (on shingle grade cedar logs only) who can show that his selling maximum prices are at such a level as to cause him substantial hardship so that his production of essential supply of such logs is impeded or threatened, that the proposed adjustment can be absorbed in the maximum price for shingles and that at least one third ( $\frac{1}{3}$ ) of his total log deliveries is represented by cedar log deliveries.

(2) *Prerequisites for approval.* (i) At least one third ( $\frac{1}{3}$ ) of applicant's deliveries in each quarter is represented by cedar log deliveries.

(ii) The applicant operated at a net loss for the calendar or fiscal year 1944, or has operated at a net loss since January 1, 1945.

(iii) A certificate by the applicant's purchaser that the proposed adjustment in the former's individual price for shingle grade cedar logs can be absorbed by the shingle producer without requiring any adjustment in the latter's prices established for shingles.

(3) *Form and content of applications.* Applications for adjustment shall be filed in accordance with Revised Procedural Regulation No. 1, issued by the Office of Price Administration and, in general, shall contain the following data:

(i) Condensed profit-and-loss statement and balance sheets for over-all operations for the 1944 calendar or fiscal year and the available quarter or interim period to date of application.

(ii) A separate and complete breakdown showing the total deliveries for each quarter period of 1944 of

(a) All logs of all species.

(b) Red cedar logs.

(c) Red cedar shingle grade logs.

(4) *Extent of adjustment.* The adjustment granted will not exceed either the amount which the buyer certifies it can absorb, or the producer's total costs, whichever is lower.

(5) *Records.* Any applicant who has been granted an individual adjustment must keep records showing the total deliveries made during each quarter of all species of logs, cedar logs, and cedar shingle grade logs. This information, together with applicant's name and address, shall be filed quarterly with the Lumber Branch.

(6) *Cancellation.* If, at any time, the applicant's cedar log deliveries for any quarter shall fall below 33 $\frac{1}{3}$ % of his total log deliveries, his individual adjustment shall thereupon be automatically cancelled.

(7) *Adjustable pricing.* Any seller who has applied, or is about to apply, for an adjustment under this paragraph may agree with his buyer to sell logs from the date on which the application is filed at a price no higher than the adjusted maximum price for which he has applied. No payment above the existing maximum price may be made or received until a higher price has been approved by an order of the Administrator containing no restriction against such payment.

9. Appendix B, Approved scalers and graders, is deleted.

This amendment shall become effective May 5, 1945.

NOTE: All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 30th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6981; Filed, Apr. 30, 1945; 11:49 a. m.]

#### PART 1388—DEFENSE-RENTAL AREAS

[Hotels and Rooming Houses, Amdt. 51]

##### HOTELS AND ROOMING HOUSES

Schedule A of the Rent Regulation for Hotels and Rooming Houses is amended in the following respects:

- Items 1b, 27c, 43a, 61b, 64a, 66b, 77a, 198a, 220a, 253c, 258a, 345a, 350a, 352a and 369b are added, and
- Items 2, 19b, 45, 55c are amended.

Name of Defense-Rental Area	State	County or Counties in defense-rental area under rent regulation for hotels and rooming houses	Maximum rent date	Effective date of regulation	Date by which registration statement to be filed (inclusive)
(1b) Anniston	Alabama	Calhoun, and Cleburne	4/ 1/41	7/ 1/42	8/15/42
(2) Birmingham	do	Jefferson	4/ 1/41	6/ 1/42	7/15/42
	do	St. Clair, Shelby, and Talladega	4/ 1/41	7/ 1/42	8/15/42
(19b) Camden, Arkansas	Arkansas	Calhoun, and Ouachita	9/ 1/44	11/ 1/44	12/15/44
(27c) Kern	California	Dallas, and Nevada	9/ 1/44	5/ 1/45	6/15/45
(43a) Glenwood Springs	Colorado	Kern	12/ 1/43	5/ 1/45	6/15/45
(45) Salida	Colorado	Garfield	3/ 1/42	8/ 1/43	9/15/43
(55c) Fort Lauderdale	Florida	Chaffee	3/ 1/42	8/ 1/43	9/15/43
		Broward County except the City of Hollywood and the Town of Hallandale	8/ 1/44	10/ 1/44	11/30/44
(61b) Palm Beach County	do	In Palm Beach County, Precincts, 20, 21, 22, 23, 24, 25, 26, 28, and 30, including the Cities of Delray Beach and Lake Worth, and the Towns of Boca Raton, Boynton, Gulf Stream, Lantana, Manalapan, and Ocean Ridge	8/ 1/44	10/ 1/44	11/30/44
	do	The remainder of Palm Beach County	8/ 1/44	5/ 1/45	6/15/45
(64a) Sanford	do	Seminole	7/ 1/43	5/ 1/45	6/15/45
(66b) Vero Beach	do	Indian River	1/ 1/44	5/ 1/45	6/15/45
(77a) Rome	Georgia	Floyd	3/ 1/44	5/ 1/45	6/15/45
(198a) Tucumcari	New Mexico	Quay	10/ 1/44	5/ 1/45	6/15/45
(220a) Oxford	North Carolina	Granville	11/ 1/43	5/ 1/45	6/15/45
(253c) Douglas	Oregon	Douglas	1/ 1/44	5/ 1/45	6/15/45
(258a) Bradford County	Pennsylvania	Bradford	1/ 1/44	5/ 1/45	6/15/45
(345a) Roanoke	Virginia	Roanoke County and the Independent City of Roanoke	1/ 1/44	5/ 1/45	6/15/45
(350a) Olympia	Washington	Thurston	5/ 1/43	5/ 1/45	6/15/45
(352a) Shelton	do	Mason	10/ 1/43	5/ 1/45	6/15/45
(369b) Thermopolis	Wyoming	Hot Springs	3/ 1/44	5/ 1/45	6/15/45



This amendment shall become effective May 1, 1945.

NOTE: All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 28th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6938; Filed, Apr. 28, 1945;  
4:35 p. m.]

Name of Defense-Rental Area	State	County or Counties in defense-rental area under rent regulation for housing	Maximum rent date	Effective date of regulation	Date by which registration statement to be filed (inclusive)
(1b) Anniston	Alabama	Calhoun and Cleburne	4/1/41	7/1/42	8/15/42
(2) Birmingham	do	Jefferson	4/1/41	6/1/42	7/15/42
	do	St. Clair, Shelby, and Talladega	4/1/41	7/1/42	8/15/42
(19b) Camden, Ark.	Arkansas	Calhoun and Ouchita	9/1/44	11/1/44	12/15/44
	do	Dallas and Nevada	9/1/44	5/1/45	6/15/45
(27c) Kern	California	Kern	12/1/43	5/1/45	6/15/45
(43a) Glenwood Springs	Colorado	Garfield	3/1/42	8/1/43	9/15/43
(45) Salida	Colorado	Chaffee	3/1/42	8/1/43	9/15/43
(55c) Fort Lauderdale	Florida	Broward County except the City of Hollywood and the Town of Hallandale	8/1/44	10/1/44	11/30/44
(61b) Palm Beach County	do	In Palm Beach County, Precincts 20, 21, 22, 23, 24, 25, 26, 28, and 30, including the Cities of Delray Beach and Lake Worth, and the Towns of Boca Raton, Boynton, Gulf Stream, Lantana, Manalepan, and Ocean Ridge	8/1/44	10/1/44	11/30/44
	do	The remainder of Palm Beach County	8/1/44	5/1/45	6/15/45
(64a) Sanford	Florida	Seminole	7/1/43	5/1/45	6/15/45
(66b) Vero Beach	do	Indian River	1/1/44	5/1/45	6/15/45
(77a) Rome	Georgia	Floyd	3/1/44	5/1/45	6/15/45
(81) Coeur d'Alene-Pend Oriella	Idaho	Bonner and Kootenai	3/1/42	12/1/42	1/15/43
(198a) Tucumcari	New Mexico	Quay	10/1/44	5/1/45	6/15/45
(220a) Oxford	North Carolina	Granville	11/1/43	5/1/45	6/15/45
(253c) Douglas	Oregon	Douglas	1/1/44	5/1/45	6/15/45
(258a) Bradford County	Pennsylvania	Bradford	1/1/44	5/1/45	6/15/45
(345a) Roanoke	Virginia	Roanoke County and the Independent City of Roanoke	1/1/44	5/1/45	6/15/45
(350a) Olympia	Washington	Thurston	5/1/43	5/1/45	6/15/45
(352a) Shelton	do	Mason	10/1/43	5/1/45	6/15/45
(369b) Thermopolis	Wyoming	Hot Springs	3/1/44	5/1/45	6/15/45

This amendment shall become effective May 1, 1945.

NOTE: All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 28th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6939; Filed, Apr. 28, 1945;  
4:36 p. m.]

#### PART 1388—DEFENSE-RENTAL AREAS [Designation and Rent Declaration 3,<sup>2</sup> Amdt. 2]

#### DESIGNATION OF CERTAIN AREAS AND RENT DECLARATION RELATING TO SUCH AREAS

Section 1388.101 of Designation and Rent Declaration 3 is amended to read as follows:

- (1) Anniston Defense-Rental Area, Alabama, Calhoun and Cleburne.
- (2) Birmingham Defense-Rental Area, Alabama, Jefferson, St. Clair, Shelby, and Talladega.

<sup>1</sup> 10 F.R. 3436.

<sup>2</sup> 7 F.R. 1677.

#### PART 1388—DEFENSE-RENTAL AREAS

[Housing,<sup>1</sup> Amdt. 55]

#### HOUSING

Schedule A of the Rent Regulation for Housing is amended in the following respects:

1. Items 1b, 27c, 43a, 61b, 64a, 66b, 77a, 198a, 220a, 253c, 258a, 345a, 350a, 352a and 369b are added.
2. Items 2, 19b, 45, 55c are amended and
3. Item 81 is corrected to read as follows:

#### PART 1388—DEFENSE-RENTAL AREAS

[Designation and Rent Declaration 29,<sup>1</sup>  
Amdt. 3]

#### DESIGNATION OF CERTAIN AREAS AND RENT DECLARATION RELATING TO SUCH AREAS

In § 1388.1321, item 4, of Designation and Rent Declaration 29 is amended and items 27 and 28 are added to read as follows:

- (4) Leadville, Colorado, Counties of Eagle, Lake and Summit.
- (27) Glenwood Springs, Colorado, Garfield.
- (28) Salida, Colorado, Chaffee.

This amendment shall become effective May 1, 1945.

Issued this 28th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6935; Filed, Apr. 28, 1945;  
4:34 p. m.]

#### PART 1388—DEFENSE RENTAL AREAS

[Designation and Rent Declaration 31,<sup>2</sup>  
Amdt. 32]

#### DESIGNATION OF CERTAIN AREAS AND RENT DECLARATION RELATING TO SUCH AREAS

In § 1388.1341 of Designation and Rent Declaration 31, items 3, 4, 6, 7, 27, 29, 33, 34, 41, 42, 45 and 110 are amended and items 165 to 177 inclusive, are added to read as follows:

(3) Arkansas, Arkansas, That portion of the State of Arkansas not designated prior to October 5, 1942 by the Price Administrator as part of any defense-rental area, except the Counties of Dallas, Johnson, Nevada, and Randolph.

(4) California, California, That portion of the State of California not designated prior to October 5, 1942 by the Price Administrator as part of any defense-rental area, except the Counties of Imperial, Kern, and San Benito.

(6) Florida, Florida, That portion of the State of Florida not designated prior to October 5, 1942 by the Price Administrator as part of any defense-rental area except the Counties of Broward, Charlotte, Columbia, Dade, Indian River, Palm Beach, St. Johns, St. Lucie, Santa Rosa, Sarasota, Seminole, Taylor, Volusia, Wakulla, and Walton.

(7) Georgia, Georgia, That portion of the State of Georgia not designated prior to October 5, 1942 by the Price Administrator as part of any defense-rental area, except the Counties of Floyd, Laurens, Hall, Long, Sumter, Thomas, and Ware.

(27) New Mexico, New Mexico, That portion of the State of New Mexico not designated prior to October 5, 1942 by the Price Administrator as part of any defense-rental area, except the Counties of Curry, De Baca, Roosevelt, Quay, San Miguel, and the portion of Valencia County lying east of the Rio Puerco River.

(29) North Carolina, North Carolina, That portion of the State of North Carolina not designated prior to October 5, 1942 by the Price Administrator as part of any defense-rental area, except the Counties of Alamance, Buncombe, Chowan, Edgecombe, Forsyth, Granville, Moore, Nash, Pender, Perquimans, Wake, and Washington.

(33) Oregon, Oregon, That portion of the State of Oregon not designated prior to October 5, 1942 by the Price Administrator as

<sup>1</sup> 7 F.R. 5907, 10739.

<sup>2</sup> 9 F.R. 5823, 5915, 7329, 7431, 9265, 9513, 11540, 11796, 12866, 14061, 15059, 15156; 10 F.R. 1103, 2406.

This amendment shall become effective May 1, 1945.

Issued this 28th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-4937; Filed, Apr. 28, 1945;  
4:35 p. m.]

#### PART 1388—DEFENSE-RENTAL AREAS

[Designation and Rent Declaration 25,<sup>3</sup>  
Amdt. 31]

#### DESIGNATION OF CERTAIN AREAS AND RENT DECLARATION RELATING TO SUCH AREAS

In § 1388.1201 of Designation and Rent Declaration 25, item 13 is amended to read as follows:

(13) Camden, Arkansas, Defense-Rental Area, Arkansas, Calhoun, Dallas, Nevada, and Ouachita.

This amendment shall become effective May 1, 1945.

Issued this 28th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6936; Filed, Apr. 28, 1945;  
4:34 p. m.]

<sup>3</sup> 9 F.R. 5820, 11540, 11798, 12865, 12967, 14060.



part of any defense-rental area, except the Counties of Douglas, Klamath, Lane, and Tillamook.

(34) Pennsylvania, Pennsylvania, That portion of the State of Pennsylvania not designated prior to October 5, 1942 by the Price Administrator as part of any defense-rental area, except the Counties of Bradford, Clinton and Elk.

(41) Virginia, Virginia, That portion of the State of Virginia not designated prior to October 5, 1942 by the Price Administrator as part of any defense-rental area, except the Counties of Northampton, Roanoke, and Warren, and the Independent Cities of Danville and Roanoke, and in Pittsylvania County, the Magisterial Districts of Tunstall and Dan River.

(42) Washington, Washington, That portion of the State of Washington not designated prior to October 5, 1942 by the Price Administrator as part of any defense-rental area, except that portion of Grant County lying between the south line of Township 23 North and the north line of Township 16 North, and in the County of Benton the Precincts of Finley, South Kennewick, Kennewick Gardens, Kennewick Valley, Kennewick, Richland, Benton City, Garley, Columbia, East Prosser, Expansion, Hanford, Highlands—Horn Rapids, Hoover, Kiona, Mason, North Prosser, Paterson, Prosser, Rattlesnake, Riverside, Thurston, Walnut Grove, Wellington, West Prosser, and White Bluffs.

(45) Wyoming, Wyoming, That portion of the State of Wyoming not designated prior to October 5, 1942 by the Price Administrator as part of any defense-rental area, except the Counties of Converse and Hot Springs, and that portion of Big Horn County lying outside the Big Horn National Forest and that portion of Park County lying outside of the Shoshone National Forest.

(110) Fort Lauderdale, Florida, Broward County except the City of Hollywood and the Town of Hallandale.

- (165) Kern, California, Kern.  
(166) Palm Beach County, Florida, Palm Beach.  
(167) Sanford, Florida, Seminole.  
(168) Vero Beach, Florida, Indian River.  
(169) Rome, Georgia, Floyd.  
(170) Tucumcari, New Mexico, Quay.  
(171) Oxford, North Carolina, Granville.  
(172) Douglas, Oregon, Douglas.  
(173) Bradford, Pennsylvania, Bradford.  
(174) Roanoke, Virginia, Roanoke County and the Independent City of Roanoke.  
(175) Olympia, Washington, Thurston.  
(176) Shelton, Washington, Mason.  
(177) Thermopolis, Wyoming, Hot Springs.

This amendment shall become effective May 1, 1945.

Issued this 28th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6934; Filed, Apr. 28, 1945;  
4:33 p. m.]

#### PART 1407—RATIONING OF FOOD AND PRODUCTS

[Control Order 1, Supp. 1]

#### LIVESTOCK SLAUGHTER AND MEAT DISTRIBUTION

Supplement 1 is issued with respect to Control Order 1:

Table I—Quota Percentages for all class 2 Slaughterers (under section 9 of Control Order 1)

	Percent
Cattle.....	75
Calves.....	75
Sheep and Lambs.....	100
Hogs.....	50

TABLE II—CONVERSION TABLE  
[Under section 12 of Control Order 1]

To arrive at live weight, multiply the meat sold in the following forms by the multipliers listed below; the live weight is then added to the quota under section 12.

Type of meat and description of product	Conversion factor (multiplier)				
	A	B	C	D	Bulls (D grade)
<b>Beef</b>					
Dressed carcasses and cuts, not boned, fresh (chilled) or frozen.....	Grade AA 1.64	1.72	1.79	1.85	2.17
Boned beef, fresh (chilled) or frozen, Army Spec. (3 way).....	2.18	2.34	2.50	2.62	2.69
Boneless beef for manufacturing.....			2.64	3.10	
<b>Veal</b>					
Dressed carcasses, hide off, and cuts not boned, fresh (chilled) or frozen.....	All grades 1.85				
Dressed carcasses, hide on, fresh (chilled) or frozen.....	1.66				
Boned, fresh (chilled) or frozen.....	2.80				
<b>Lamb and Mutton</b>					
Dressed carcasses pluck out, and cuts, not boned, fresh (chilled) or frozen.....	2.20				
Dressed carcasses pluck in, fresh (chilled) or frozen.....	2.08				
Boned, fresh (chilled) or frozen.....	3.32				
Telescoped carcass lambs (shanks off).....	2.25				
Telescoped carcass sheep (shanks off) (kidney out).....	2.30				
<b>Pork</b>					
Dressed carcasses (with cutting fats on), fresh (chilled) or frozen.....	1.45				

This supplement shall become effective April 30, 1945.

Issued this 28th day of April 1945.

JAMES G. ROGERS, Jr.,  
Acting Administrator.

[F. R. Doc. 45-6933; Filed, Apr. 28, 1945;  
4:33 p. m.]

#### PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[2d Rev. RO 3, Amdt. 15]

#### SUGAR

A rationale for this amendment has been issued simultaneously herewith and

<sup>1</sup> 9 F.R. 13992, 14642, 15048; 10 F.R. 201, 412, 1143, 1537, 2144.

has been filed with the Division of the Federal Register.

Section 19.3 is amended by adding item No. 22 to read as follows:

Ration period	Stamp valid during ration period	Weight value of stamp
No. 22 (May 1, 1945, through Aug. 31, 1945).	Book Four, Sugar Stamp 36.	5

This amendment shall become effective May 1, 1945.

Issued this 30th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6986; Filed, Apr. 30, 1945;  
11:49 a. m.]

#### PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[Rev. RO 13, Amdt. 55 to 2d Rev. Supp. 1]

#### PROCESSED FOODS

Section 1407.1102 (e) (15) is added to read as follows:

(15) Y2, Z2, A1, B1, C1..... From May 1, 1945, to August 31, 1945, inclusive.

This amendment shall become effective May 1, 1945.

Issued this 30th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6988; Filed, Apr. 30, 1945;  
11:49 a. m.]

#### PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[Rev. RO 16, Amdt. 38 to 2d Rev. Supp. 1]

#### MEAT, FATS, FISH AND CHEESES

Section 1407.3027 (e) (19) is added to read as follows:

(19) Q2, R2, S2, T2, U2. From May 1, 1945, to August 31, 1945, inclusive.

This amendment shall become effective May 1, 1945.

Issued this 30th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6989; Filed, Apr. 30, 1945;  
11:49 a. m.]

#### PART 1432—RATIONING OF CONSUMERS' DURABLE GOODS

[Rev. RO 9B]

#### NEW COOKING STOVES IN HAWAII

Ration Order 9B is redesignated Revised Ration Order 9B and is revised and amended to read as follows:

<sup>1</sup> 9 F.R. 173, 908, 1181, 2091, 2290, 2553, 2830, 2947, 3580, 3707, 4542, 4605, 4607, 4883, 5956, 6103, 6151, 6450, 7344, 7423, 7433, 9169, 9170, 9266, 9278, 9896, 10264, 10877, 10876, 11273, 11513, 11906, 11961, 12813, 12867, 14061, 14643, 15002, 15054, 10 F.R. 48, 776, 924.

<sup>2</sup> 9 F.R. 6772, 6825, 7262, 7438, 8147, 8931, 9266, 9278, 9785, 9896, 10425, 10875, 10876, 10777, 11426, 11513, 11906, 11955, 11961, 12814, 12867, 14287, 14645, 15056; 10 F.R. 48, 521, 857, 293, 294.



**Preamble:** This ration order is being issued in accordance with a direction from the War Production Board that new cooking stoves be rationed in the Territory of Hawaii in order to effect an equitable distribution of the limited supply available for civilian use. War conditions have created a shortage of stoves throughout the United States. This shortage is accentuated in the Territory of Hawaii by the uncertainty of available shipping facilities to transport stoves from the mainland. Consumers will be required to obtain a certificate in order to purchase a new cooking stove. In this manner those consumers who most need new cooking stoves will have access to the available supply.

#### ARTICLE I—HOW NEW COOKING STOVES ARE TRANSFERRED

##### Sec.

- 1.1 Transfer of new cooking stoves prohibited except in certain cases.
- 1.2 Acquisition of new cooking stoves on certificate.
- 1.3 Filing of application.
- 1.4 Proof of need and eligibility.
- 1.5 Issuance of certificates.
- 1.6 Dealers must obtain certificate in transferring new cooking stoves.
- 1.7 Transfer by judicial process, operation of law, security.

#### ARTICLE II—RECORDS

- 2.1 Records which must be kept by dealers.

#### ARTICLE III—PROHIBITIONS, PENALTIES AND APPEALS

- 3.1 General prohibitions.
- 3.2 Suspension orders.
- 3.3 Criminal prosecution.
- 3.4 Appeals.

#### ARTICLE IV—DEFINITIONS

- 4.1 Terms explained.

**AUTHORITY:** § 1432.70 issued under Pub. Law 671, 76th Cong., as amended by Pub. Laws 89, 421, 507 and 729, 77th Cong.; E.O. 9125, 7 F.R. 2719; WPB Dir. 1, 7 F.R. 562; Supp. Dir. 1-S, 8 F.R. 6018; Supp. Dir. 1-V, 8 F.R. 11201; Gen. Order 48, 8 F.R. 2898.

#### ARTICLE I—HOW NEW COOKING STOVES ARE TRANSFERRED

**SECTION 1.1** *Transfer of new cooking stoves prohibited except in certain cases.* Transfers of new cooking stoves to consumers in Hawaii are permitted in exchange for certificates. No other transfers to consumers in Hawaii are permitted.

**SEC. 1.2** *Acquisition of new cooking stoves on certificate.* (a) A person who wishes to acquire a new cooking stove for use must first obtain a certificate. Certificates may be obtained only in the manner and by the persons set forth in this order.

(b) The consumer must first give the certificate to the seller before or at the time of delivery of the new cooking stove. However, where the seller is not engaged in the business of selling cooking stoves, the buyer must not surrender the certificate to the seller. In such a case, a seller must sign his name and address on the certificate and the buyer must return the certificate of the Territorial Director of the Office of Price Administration, Honolulu, T. H., or to the War Price and Rationing Board which issued it.

**SEC. 1.3** *Filing of application.* A person desiring to obtain a certificate for the purchase of a new cooking stove must make application on OPA Form THR-2. Applications for certificates to purchase a new cooking stove for installation in a newly constructed home shall be approved by the Federal Housing Authority or the War Production Board and filed with the Territorial Office of the Office of Price Administration, Honolulu, T. H. Applications for certificates to purchase a new cooking stove to replace an unusable cooking stove or for installation in a home which does not have mechanical cooking facilities shall be filed with the War Price and Rationing Board having jurisdiction over the area in which the new cooking stove is to be installed.

#### SEC. 1.4

*Proof of need and eligibility.* (a) Any consumer who needs a new cooking stove for domestic use may be eligible for a certificate if he comes within one of the following classes:

(1) He is constructing a new home or moving into a newly constructed home in which cooking facilities are not furnished; or

(2) He has a cooking stove which is worn out or damaged and cannot be repaired within a reasonable time or at a reasonable cost.

(b) A consumer must also establish that he has not, within the sixty (60) days immediately preceding the filing of the application, disposed of any cooking stove which would have served the desired purpose, and that he does not own or have available for his use any other cooking stove.

**SEC. 1.5** *Issuance of certificates.* The Territorial Director or the appropriate War Price and Rationing Board upon finding that the applicant has established need and eligibility shall issue a certificate authorizing the purchase of such stove.

**SEC. 1.6** *Dealers must obtain certificate in transferring new cooking stoves.* When a dealer, or any one engaged in the business of selling new cooking stoves, transfers such a cooking stove to a consumer for use, he must obtain a certificate from the consumer.

**SEC. 1.7** *Transfer by judicial process, operation of law, security.* (a) A new cooking stove may be acquired by a lien permitted thereon in favor of the following persons and in the following cases without the surrender of a certificate:

(1) Any person pursuant to judicial process or an order issued by a court of competent jurisdiction, or by operation of law;

(2) A government or political subdivision or agency thereof, in the enforcement or exercise against such new cooking stove of statutory rights or powers.

(b) A security interest in a cooking or heating stove, other than pledge, may be created in favor of the following persons and in the following cases, without the surrender of a certificate:

(1) A government or political subdivision or agency thereof;

(2) Any person duly licensed to engage in the business of making loans

upon collateral and regulated in conducting such business by a State, or the United States, or by the government of a Territory or Possession of the United States;

(3) Any person where the security interest arises or is transferred, with respect to all or substantially all the assets of a business enterprise.

(c) A new cooking stove, or any interest therein or lien thereon, acquired pursuant to paragraph (a) or (b) of this section, may be returned to the person from whom it was acquired, or may be released without the surrender of a certificate.

(d) Any person who has acquired a new cooking stove for security purposes, or in whose favor a lien thereon has been created, as permitted by this section, or who holds a lien on or security interest in a new cooking stove, created on or before May 8, 1943, may enforce the security, lien, or other interest in the manner provided by applicable law. A new cooking stove so acquired by a person, unless by inheritance, may not be used by him but may be transferred only to a person expressly authorized by this order to acquire a new cooking stove.

#### ARTICLE II—RECORDS

**SEC. 2.1** *Records which must be kept by dealers.* On and after December 1, 1943, all dealers must keep for one (1) year permanent records containing the following information:

(a) The number of new cooking stoves in inventory as of December 1, 1943; the name and address of the person or firm from whom such equipment was received, and the number of cooking stoves received.

(b) The date of each delivery of new cooking stoves received by them on or after December 1, 1943; the name and address of the person or firm from whom such equipment was received, and the number of stoves of each type received.

(c) The date of each sale of new cooking stoves made by them on or after December 1, 1943; the name and address of the person to whom such cooking stove was sold, and the serial number of the certificate received for each cooking stove if sold to a consumer.

(d) All certificates received for cooking stoves transferred.

#### ARTICLE III—PROHIBITIONS, PENALTIES AND APPEALS

**SEC. 3.1** *General prohibitions.* (a) General Ration Order 8 contains provisions, applicable to this and all other ration orders, which prohibit, among other matters:

(1) Making false or misleading statements in a ration document or to the Office of Price Administration;

(2) Altering, defacing, mutilating, or destroying a ration document;

(3) Forging or counterfeiting a ration document;

(4) Acquiring, using, transferring, or possessing a forged, counterfeited, altered, defaced, or mutilated ration document;

(5) Wrongfully withholding a ration document;



(6) Transferring a rationed commodity in exchange for an invalid or improperly acquired ration document;

(7) Bribing, hindering, or interfering with rationing officials;

(8) Attempting to do any act in violation of a ration order, directly or indirectly, or to aid or encourage another to do so.

**SEC. 3.2 Suspension orders.** Any person who violates this order or any order issued hereunder may, by administrative suspension order, be prohibited from receiving or making any transfer of new cooking stoves or any other rationed commodity. Proceedings for such suspension orders shall be instituted and governed by the provisions of Procedural Regulation No. 4 of the Office of Price Administration.

**SEC. 3.3 Criminal prosecution.** Any person who wilfully performs any act prohibited or wilfully fails to perform any act required by any of the provisions of Revised Ration Order 9B may, upon conviction, be fined not more than \$10,000 or imprisonment for not more than one year, or both, and shall be subject to such other penalties or actions as may be prescribed by all applicable statutes.

**SEC. 3.4 Appeals.** Any applicant for a certificate whose application has been denied in whole or in part, may appeal from such action to the Territorial Director in accordance with the provisions of Procedural Regulation No. 9 of the Office of Price Administration.

#### ARTICLE IV—DEFINITIONS

**SEC. 4.1 Terms explained.** The words used in this order shall have their common or usual meanings to the extent to which they are used. For the purpose of clarity, definitions of the terms whose meanings may be open to doubt are included in this order. The meanings given herein shall be regarded as controlling.

(a) "Certificate" means a certificate issued by the Territorial Director or an appropriate War Price and Rationing Board to authorize the acquisition of a new cooking stove manufactured in the United States.

(b) "Cooking stoves" means all types of cooking stoves and ranges, combination heating and cooking stoves, combination ranges, and conversion range burners designed to burn oil, but does not include the following (1) equipment which is especially designed for commercial, industrial, institutional or agricultural uses; (2) equipment having a factory sales value of \$10.00 or less (which may be freely transferred without certificate).

(c) "Consumer" means any person who acquires new cooking stoves manufactured in the United States, other than persons who acquire such stoves for resale without using them for the purpose for which they were designed.

(d) "Dealer" means any person who is engaged in the business of selling new cooking stoves manufactured in the United States.

(e) "New" as applied to cooking stoves, means stoves which have not been sold

to a consumer, and stoves which have been sold to a consumer but which have not been used for more than sixty (60) days.

(f) "Person" means any individual, partnership, corporation, association, government or government agency, and any other organized group or enterprise.

This order shall become effective May 5, 1945.

Issued this 30th day of April, 1945.

GERALD A. BARRETT,  
Territorial Director,  
Territory of Hawaii.

Approved:

JAMES P. DAVIS,  
Regional Administrator,  
Region IX.

[F. R. Doc. 45-6987; Filed, Apr. 30, 1945;  
11:50 a. m.]

#### PART 1432—RATIONING OF CONSUMERS' DURABLE GOODS

[RO 21]

#### NEW HOUSEHOLD WATER HEATERS IN HAWAII

**Preamble:** This ration order is being issued in accordance with a direction from the War Production Board that new household water heaters be rationed in the Territory of Hawaii in order to effect an equitable distribution of the limited supply available for civilian use. War conditions have created a shortage of water heaters throughout the United States. This shortage is accentuated in the Territory of Hawaii by the uncertainty of available shipping facilities to transport water heaters from the mainland. Consumers will be required to obtain a certificate in order to purchase a new water heater. In this manner those consumers who most need new water heaters will have access to the available supply.

#### ARTICLE I—HOW NEW WATER HEATERS ARE TRANSFERRED

Sec.

- 1.1 Transfers of new water heaters prohibited except in certain cases.
- 1.2 Acquisition of new water heaters on certificates.
- 1.3 Filing of application.
- 1.4 Proof of need and eligibility.
- 1.5 Issuance of certificates.
- 1.6 Dealers must obtain certificate in transferring new water heaters.
- 1.7 Transfer by judicial process, operation of law, security.

#### ARTICLE II—RECORDS

- 2.1 Records which must be kept by dealers.

#### ARTICLE III—PROHIBITIONS, PENALTIES AND APPEALS

- 3.1 General prohibitions.
- 3.2 Suspension orders.
- 3.3 Criminal prosecution.
- 3.4 Appeals.

#### ARTICLE IV—DEFINITIONS

- 4.1 Terms explained.

**AUTHORITY:** § 1432.72 Issued under Pub. Law 671, 76th Cong., as amended by Pub. Laws 89, 421, 507 and 729, 77th Cong.; E.O. 9125, 7 F.R. 2719; WPB Dir. 1, 7 F.R. 562; Supp. Dir. 1-V, 8 F.R. 11201; Gen. Order 48, 8 F.R. 2898.

#### ARTICLE I—HOW NEW WATER HEATERS ARE TRANSFERRED

**SECTION 1.1 Transfers of new water heaters prohibited except in certain cases.** Transfer of new water heaters to consumers in Hawaii are permitted in exchange for certificates. No other transfers to consumers in Hawaii are permitted.

**SEC. 1.2 Acquisition of new water heaters on certificate.** (a) A person who wishes to acquire a new water heater for use must first obtain a certificate. Certificates may be obtained only in the manner and by the person set forth in this order.

(b) The consumer must first give the certificate to the seller before or at the time of delivery of the new water heater. However, where the seller is not engaged in the business of selling water heaters, the buyer must not surrender the certificate to the seller. In such a case, a seller must sign his name and address on the certificate and the buyer must return the certificate to the Territorial Director of the Office of Price Administration, Honolulu, T. H., or to the War Price and Rationing Board which issued it.

**SEC. 1.3 Filing of application.** A person desiring to obtain a certificate for the purchase of a new water heater must make application on OPA Form THR-3. Applications for certificates to purchase a new water heater for installation in a newly constructed home shall be approved by the Federal Housing Authority or the War Production Board and filed with the Territorial Office of the Office of Price Administration, Honolulu, T. H. Applications for certificates to purchase a new water heater to replace an unusable water heater or for installation in a home which does not have mechanical water heating facilities shall be filed with the War Price and Rationing Board having jurisdiction over the area in which the new water heater is to be installed.

**SEC. 1.4 Proof of need and eligibility.** (a) Any consumer who needs a new water heater for household use may be eligible for a certificate if he comes within one of the following classes:

(1) He is constructing a new home or moving into a newly constructed home in which water heating facilities are not furnished; or

(2) He has a water heater which is worn out or damaged and cannot be repaired within a reasonable time or at a reasonable cost.

(b) A consumer must also establish that he has not, in the sixty (60) days preceding the filing of the application, disposed of any water heater which would have served the desired purpose; and that he does not own or have available for his use any other water heater.

**SEC. 1.5 Issuance of certificates.** The Territorial Director or the appropriate War Price and Rationing Board upon finding that the applicant has established need and eligibility shall issue a certificate authorizing the purchase of such water heater.

**SEC. 1.6 Dealers must obtain certificate in transferring new water heaters.**



When a dealer, or any one engaged in the business of selling new water heaters manufactured in the United States, transfers such a water heater to a consumer for use, he must obtain a certificate from the consumer.

SEC. 1.7 *Transfer by judicial process, operation of law, security.* (a) A new water heater may be acquired by a lien permitted thereon in favor of the following persons and in the following cases without the surrender of a certificate:

(1) Any person pursuant to judicial process or an order issued by a court of competent jurisdiction, or by operation of law;

(2) A government or political subdivision or agency thereof, in the enforcement or exercise against such new water heater of statutory rights or powers.

(b) A security interest in a water heater, other than pledge, may be created in favor of the following persons and in the following cases, without the surrender of a certificate:

(1) A government or political subdivision or agency thereof;

(2) Any person duly licensed to engage in the business of making loans upon collateral and regulated in conducting such business by a State, or the United States, or by the government of a Territory or Possession of the United States.

(3) Any person where the security interest arises or is transferred, with respect to all or substantially all the assets of a business enterprise.

(c) A new water heater, or any interest therein or lien thereon, acquired pursuant to paragraph (a) or (b) of this section, may be returned to the person from whom it was acquired, or may be released without the surrender of a certificate.

(d) Any person who has acquired a new water heater for security purposes or in whose favor a lien thereon has been created, as permitted by this section, or who holds a lien on or security interest in a new water heater, created on or before May 8, 1943, may enforce the security, lien, or other interest in the manner provided by applicable law. A new water heater so acquired by a person, unless by inheritance, may not be used by him, but may be transferred to a person expressly authorized by this order to acquire a new water heater.

#### ARTICLE II—RECORDS

SEC. 2.1 *Records which must be kept by dealers.* On and after December 1, 1943, all dealers must keep for one (1) year permanent records containing the following information:

(a) The number of new water heaters in inventory as of December 1, 1943; the name and address of the person or firm from whom such equipment was received, and the number of water heaters received.

(b) The date of each delivery of new water heaters received by them on or after December 1, 1943; the name and address of the person or firm from whom such equipment was received, and the number of water heaters of each type received.

(c) The date of each sale of new water heaters made by them on or after December 1, 1943; the name and address of the person to whom such water heater was sold, and the serial number of the certificate received for each water heater, if sold to a consumer.

(d) All certificates received for water heaters transferred.

#### ARTICLE III—PROHIBITIONS, PENALTIES AND APPEALS

SEC. 3.1 *General prohibitions.* (a) General Ration Order 8 contains provisions, applicable to this and all other ration orders, which prohibit, among other matters:

(1) Making false misleading statements in a ration document or to the Office of Price Administration;

(2) Altering, defacing, mutilating, or destroying a ration document;

(3) Forging or counterfeiting a ration document;

(4) Acquiring, using, transferring, or possessing a forged, counterfeited, altered, defaced, or mutilated ration document;

(5) Wrongfully withholding a ration document;

(6) Transferring a rationed commodity in exchange for an invalid or improperly acquired ration document;

(7) Bribing, hindering, or interfering with rationing officials;

(8) Attempting to do any act in violation of a ration order, directly or indirectly, or to aid or encourage another to do so.

SEC. 3.2 *Suspension orders.* Any person who violates this order or any order issued hereunder may, by administrative suspension order, be prohibited from receiving or making any transfer of new water heaters or any other rationed commodity. Proceedings for such suspension orders shall be instituted and governed by the provisions of Procedural Regulation No. 4 of the Office of Price Administration.

SEC. 3.3 *Criminal prosecution.* Any person who wilfully performs any act prohibited or wilfully fails to perform any act required by any of the provisions of Ration Order 21 may, upon conviction, be fined not more than \$10,000 or imprisonment for not more than one year, or both, and shall be subject to such other penalties or actions as may be prescribed by all applicable statutes.

SEC. 3.4 *Appeals.* Any applicant for a certificate whose application has been denied in whole or in part, may appeal from such action to the Territorial Director in accordance with the provisions of Procedural Regulation No. 9 of the Office of Price Administration.

#### ARTICLE IV—DEFINITIONS

SEC. 4.1 *Terms explained.* The words used in this order shall have their common or usual meanings to the extent to which they are used. For the purpose of clarity, definitions of the terms whose meanings may be open to doubt are included in this order. The meanings given herein shall be regarded as controlling.

(a) "Certificate" means a certificate issued by the Territorial Director or an

appropriate War Price and Rationing Board to authorize the acquisition of a new water heater manufactured in the United States.

(b) "Household water heater" means any new water heater for household use, which is intended to operate as a part of the water system of a house.

(c) "Consumer" means any person who acquires new water heaters manufactured in the United States, other than persons who acquire such water heaters for resale without using them for the purpose for which they are designed.

(d) "Dealer" means any person who is engaged in the business of selling new water heaters manufactured in the United States.

(e) "New" as applied to household water heaters, means water heaters which have not been sold to a consumer, and water heaters which have been sold to a consumer but which have been used for not more than sixty (60) days.

(f) "Person" means any individual, partnership, corporation, association, government or government agency, and any other organized group or enterprise.

This order shall become effective May 5, 1945.

Issued this 30th day of April 1945.

GERALD A. BARRETT,  
Territorial Director,  
Territory of Hawaii.

Approved:

JAMES P. DAVIS,  
Regional Administrator,  
Region IX.

[F. R. Doc. 45-6990; Filed, Apr. 30, 1945; 11:48 a. m.]

#### PART 1439—UNPROCESSED AGRICULTURAL COMMODITIES

[MPR 426, Amdt. 98]

#### FRESH FRUITS AND VEGETABLES FOR TABLE USE, SALES EXCEPT AT RETAIL

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

Section 15, Appendix K, paragraph (a) is amended by inserting the parenthetical phrase "(except Jewel variety)" after the word "Peaches" in the first sentence.

This amendment shall become effective April 28, 1945.

Issued this 28th day of April 1945.

CHESTER BOWLES,  
Administrator.

Approved: April 26, 1945.

ASHLEY SELLERS,  
Assistant War Food Administrator.

<sup>1</sup> 8 F.R. 16409, 16294, 16519, 16423, 17372; 9 F.R. 790, 902, 1581, 2008, 2023, 2091, 2423, 4030, 4086, 4088, 4434, 4786, 4787, 4877, 5926, 5929, 6104, 6108, 6420, 6711, 7259, 7268, 7434, 7425, 7580, 7583, 7759, 7774, 7834, 8148, 9066, 9090, 9289, 9356, 9509, 9512, 9549, 9785, 9896, 9897, 10192, 10192, 10499, 10877, 10777, 10878, 11350, 11534, 11546, 12038, 12208, 12340, 12341, 12263, 12412, 12537, 12643, 12968, 12973, 13067, 13138, 13205, 13761, 13934, 14062, 13995, 14437, 14731, 15107; 10 F.R. 49, 256, 460, 923, 1403, 1540, 1456, 1910, 2024, 2026, 2145, 2160, 2188, 2245, 2515, 2521, 2965, 3054.



For the reasons set forth in the accompanying statement of considerations, and by virtue of the authority vested in me by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, I find that the issuance of this amendment is necessary to correct a gross inequity.

WILLIAM H. DAVIS,  
Economic Stabilization Director.

[F. R. Doc. 45-6932; Filed, Apr. 28, 1945;  
4:33 p. m.]

#### Chapter XVIII—Office of Economic Stabilization

[Directive 44]

#### PART 4003—SUPPORT PRICES; SUBSIDIES

##### PAYMENTS TO PRODUCERS OF MILK AND BUTTERFAT

The War Food Administrator having been authorized in a directive (10 F.R. 1979) issued February 14, 1945 to continue on and after April 1, 1945 by the use of Commodity Credit Corporation funds, a program for making payments to producers of milk and butterfat, the War Food Administrator has now submitted certain other information and recommendations to me with respect to the continuation of the program, and it is therefore found necessary in order to effectuate the policy established by Executive Orders 9250 and 9328 (3 CFR Cum. Supp.) to promulgate this directive.

The War Food Administrator is hereby authorized and directed to announce a final schedule of rates of payment to be made to dairy farmers for milk and butterfat for the period July 1, 1945 through March 1946, the minimum rate for July, August, and September 1945 for whole milk to be 45 cents per hundred pounds and for October 1945 through March 1946, 60 cents per hundred pounds, with the same regional differentials as apply in the announcement of February 14, 1945 by the War Food Administrator. Rates of payment for butterfat for these periods will be 13 and 17 cents per pound, respectively.

Effective date: April 27, 1945.

(E.O. 9250 and E.O. 9328)

Issued this 27th day of April 1945.

WILLIAM H. DAVIS,  
Economic Stabilization Director.

[F. R. Doc. 45-6942; Filed, April 28, 1945;  
10:32 a. m.]

#### PART 4005—RATIONING

[Directive 43]

##### ALLOCATION OF HALIBUT

The Secretary of the Interior, the Price Administrator and the War Food Administrator having submitted certain information and recommendations with respect to the allocation of halibut I hereby find it necessary, in order to carry out the purposes and provisions of the Emergency Price Control Act of 1942, as amended, to stabilize the national economy, to maintain and increase produc-

tion and to aid in the effective prosecution of the war, to issue the following directive:

The Secretary of the Interior is authorized in his discretion to issue such orders as he deems reasonably necessary for the allocation of halibut among water-front dealers in order to cooperate with the War Food Administration in its food production and distribution program and with the Office of Price Administration in support of its price regulations, and to carry out the purposes of the Emergency Price Control Act of 1942, as amended.

Any request or application for a share in the halibut landings, or any action under the order which in the opinion of the Secretary of the Interior or his representative may affect in any way the program of the Price Administrator or of the War Food Administrator, may be referred with all available information, to the Office of Price Administration or to the War Food Administration or to both or to their properly designated local representatives. Each of these agencies or their representatives to whom such matter is referred shall recommend the action which he deems advisable thereon, state the reasons for his recommendation, and set out as definitely as possible the probable effect of granting or denying the request or application upon the programs of the respective agencies. The Secretary of the Interior shall consider such recommendations and statements in determining the appropriate action to be taken in the matter.

As used herein the word "halibut" includes Pacific halibut and all other species caught with set-lines of the type commonly used in the Pacific Coast halibut fishery, and the word "dealer" means any individual, partnership, association, firm, agent, corporation, or other business entity engaged in the buying of halibut at the water front, for his own account or as a broker for the account of others.

The authority of the Secretary of the Interior under this directive may be exercised through the Office of Fishery Coordination and such members of his staff as he designates for that purpose.

(E.O. 9250, E.O. 9328)

Effective date: April 26, 1945.

Issued this 26th day of April 1945.

WILLIAM H. DAVIS,  
Economic Stabilization Director.

[F. R. Doc. 45-7009; Filed, Apr. 28, 1945;  
10:32 a. m.]

#### TITLE 36—PARKS AND FORESTS

##### Chapter I—National Park Service

#### PART 2—GENERAL RULES AND REGULATIONS

##### SEQUOIA NATIONAL PARK

Paragraph (d) of § 20.8, Chapter I, Title 36, Code of Federal Regulations, is amended to read as follows:

§ 20.8 *Sequoia National Park.* \* \* \*

(d) *Fishing; closed waters.* The following waters are closed to fishing to act

as holding ponds and feeder streams for restocking main waters:

(1) On the watershed of the North Fork of the Kaweah River;  
Cabin Creek from source to junction with Dorst Creek.

Yucca Creek from source to mouth.

(2) On the watershed of the Marble Fork of the Kaweah River:

Deer Creek from the foot bridge on the Sunset-Village Trail to the source.

The section of the Marble Fork of the Kaweah River between the bridge on the Generals Highway and Log Bridge in Lodgepole Camp.

Silliman Creek from source at Silliman Lake to bridge on the Generals Highway.

Wolverton Creek above the Wolverton Dam where signs are posted.

(3) On the watershed of the Middle Fork of the Kaweah River:

Crescent Meadow Creek from source to the High Sierra Trail Bridge at Lower Crescent Meadow.

Granite Creek from source to junction with Eagle Scout Creek.

(4) The section of the Kern River between Chagoopa Bridge and Rock Creek.

(39 Stat. 535, 16 U.S.C. 3)

Issued this 25th day of April 1945.

[SEAL] OSCAR L. CHAPMAN,  
Assistant Secretary of the Interior.

[F. R. Doc. 45-6836; Filed, Apr. 28, 1945;  
9:36 a. m.]

#### PART 20—SPECIAL REGULATIONS

##### FISHING IN DESIGNATED RECREATIONAL DEMONSTRATION AREAS

Sections 20.48 to 20.51, inclusive, are added as follows:

Sec.	
20.48	Blue Knob Recreational Demonstration Area.
20.49	Hickory Run Recreational Demonstration Area.
20.50	Laurel Hill Recreational Demonstration Area.
20.51	Raccoon Creek Recreational Demonstration Area.

AUTHORITY: §§ 20.48 to 20.51, inclusive, issued under sec. 3, 39 Stat. 535, sec. 209, 48 Stat. 195, 200, 206, sec. 6, 49 Stat. 115, 118, E.O. 7496, Nov. 14, 1936; 16 U.S.C. 3, 40 U.S.C. 409, 1 F.R. 1946.

§ 20.48 *Blue Knob Recreational Demonstration Area; fishing.* Fishing between sunset and sunrise is prohibited.

§ 20.49 *Hickory Run Recreational Demonstration Area; fishing.* Fishing between sunset and sunrise is prohibited.

§ 20.50 *Laurel Hill Recreational Demonstration Area; fishing.* (a) Fishing between sunset and sunrise is prohibited.

(b) Fishing in Laurel Hill Lake is restricted to occupants of group camps from April 15 to September 1, inclusive, except at points designated and posted by the Custodian of the Area.

§ 20.51 *Raccoon Creek Recreational Demonstration Area; fishing.* (a) Fishing between sunset and sunrise is prohibited.



(b) Raccoon Creek Lake is closed to fishing.

Issued this 25th day of April 1945.

[SEAL] OSCAR L. CHAPMAN,  
Assistant Secretary of the Interior.

[F. R. Doc. 45-6837; Filed, Apr. 28, 1945;  
9:36 a. m.]

## Chapter II—Forest Service, Department of Agriculture

### PART 203—LAND UTILIZATION PROGRAM

#### DELEGATION OF AUTHORITY ON PROJECTS FOR WHICH FOREST SERVICE IS CUSTODIAL AGENCY

Pursuant to the provisions of the Bankhead-Jones Farm Tenant Act, as amended (50 Stat. 522, 56 Stat. 725, 7 U.S.C. 1000-1029), and by virtue of the authority vested in the Secretary of Agriculture (R. S. 161, 5 U.S.C. 22), § 203.1 of Chapter II, Title 36, Code of Federal Regulations (Supp. 1940), is hereby amended by adding thereto the following paragraph:

§ 203.1 *Delegation of authority on projects for which Forest Service is custodial agency.* \* \* \*

(f) Execute amendments to leases, cooperative and license, and other agreements made with Federal, State, or Territorial agencies involving the administration of lands for the purpose of transferring those items of equipment which were available to State agencies on April 15, 1945, for use in administering project lands, to the States for use and disposition in connection with the administration of the property in accordance with the terms of such leases and agreements.

(R.S. 161, 5 U.S.C. 22; 50 Stat. 522, 56 Stat. 725, 7 U.S.C. 1000-1029.) [Sec. Memo. 847, Jan. 13, 1940, 5 F.R. 210]

Issued at Washington, D. C., this 28th day of April 1945.

[SEAL] CLAUDE R. WICKARD,  
Secretary of Agriculture.

[F. R. Doc. 45-6961; Filed, Apr. 30, 1945;  
11:16 a. m.]

## TITLE 46—SHIPPING

### Chapter I—Coast Guard: Inspection and Navigation

#### Subchapter K—Seamen

### PART 136—"A" MARINE INVESTIGATION BOARD RULES

#### TEMPORARY WARTIME RULES GOVERNING INVESTIGATIONS OF ACCIDENTS AND CASUALTIES

By virtue of the authority vested in me by R.S. 4450, as amended (46 U.S.C. 239), Executive Order No. 9083, dated February 28, 1942 (3 CFR, Cum. Supp.), and order of the Acting Secretary of the Navy, dated October 1, 1942 (7 F.R. 7979), and finding it necessary in the conduct of the war that §§ 136.103 (a) and 136.104 (a) of the temporary war-

time rules governing investigations of accidents and casualties be amended as hereinafter set forth, the following amendments to these regulations are prescribed:

Section 136.103 (a) is amended to read as follows:

§ 136.103 *Notice of casualty and voyage records.* (a) Whenever a marine casualty or accident occurs, except in minor physical injury cases or minor marine casualties of approximately \$500 or less, the master, owner, charterer, or agent of the vessel or vessels involved shall, as soon as possible, give notice thereof to the nearest local or district office of the United States Coast Guard or to Coast Guard Headquarters, Washington, D. C. This notice, when required, is in addition to the filing of Coast Guard Forms NAVCG 2692 or NAVCG 924e required in every marine casualty or accident. Notices received in local or district offices shall be transmitted to Headquarters immediately. Such notice shall name the vessel involved and the owner or agent thereof, and shall state the nature and cause of the casualty or accident, the locality in which it occurred, and the extent and nature of injuries to persons and damage to property resulting therefrom. Such notice shall be in addition to any other notice required to be given by law or regulation. Any officer or employee of the United States or any other person having material knowledge or information concerning a marine casualty or accident shall immediately bring such information to the attention of the United States Coast Guard. Communications in regard to casualties shall be handled with caution in order that information with respect thereto may not fall into the hands of the enemy.

The master, owner, charterer, or agent of any vessel involved in a marine casualty or accident shall, as soon as practicable after such casualty or accident, prepare and file an original and three copies of a report of such casualty or accident with the District Coast Guard Officer of the district in which the casualty or accident occurred or in which the vessel first arrives after such casualty or accident. The report of a personal accident not involving loss of life shall be made on Coast Guard Form NAVCG 924e. The report of a marine casualty or accident involving loss of life shall be made on Coast Guard Form NAVCG 2692. If not readily available, the completion of Coast Guard Form NAVCG 2692 with respect to estimated value of vessel and cargo and the amount of insurance on the vessel and cargo may be dispensed with. These forms (NAVCG 2692 and NAVCG 924e) need not be executed under oath.

Section 136.104 (a) is amended to read as follows:

§ 136.104 *Preliminary investigations.* (a) As soon as possible after receiving notice of a marine casualty, other than a casualty resulting from enemy action, the District Coast Guard Officer in whose jurisdiction the casualty occurs, or in

cases involving casualties occurring on the high seas, to whose jurisdiction the personnel of the vessel or vessels involved first return shall cause a preliminary investigation of such casualty to be made: *Provided*, That no preliminary investigation need be made in minor physical injury cases or minor marine casualties where the approximate damage is \$500 or less, unless such casualties involve: (1) serious bodily injury or loss of life; (2) apparent negligence, misconduct, incompetency, unskillfulness, or other similar fault, on the part of merchant marine personnel licensed or certificated by the Coast Guard; (3) grounding or stranding of the vessel; or (4) the seaworthiness of the vessel or its equipment in any material respect.

Dated: April 30, 1945.

L. T. CHALKER,  
Rear Admiral, U. S. C. G.,  
Acting Commandant.

[F. R. Doc. 45-6963; Filed, Apr. 30, 1945;  
11:39 a. m.]

#### Subchapter O—Regulations Applicable to Certain Vessels and Shipping During Emergency

### PART 153—BOATS, RAFTS, AND LIFESAVING APPLIANCES; REGULATIONS DURING EMERGENCY

#### ABANDON-SHIP KIT

By virtue of the authority vested in me by R.S. 4405, 4417, 4417a, 4426, 4491, as amended, 49 Stat. 1544 (46 U.S.C. 375, 391, 391a, 404, 489, 367), and Executive Order 9083, dated February 28, 1942 (3 CFR, Cum. Supp.), the following amendment to the regulations is prescribed:

Effective June 1, 1945, § 153.14a is amended in the first undesignated paragraph by changing the fifth item in the articles required in the abandon-ship kit and by changing the "Directions for using Tannic Acid Jelly" to read as follows:

#### § 153.14a *Abandon-ship kit.* \* \* \*

20 three-fourth ounce tubes of Foille or 20 three-fifth ounce tubes of boric acid ointment 5 percent.<sup>1</sup>

#### DIRECTIONS FOR USING FOILLE OR BORIC ACID OINTMENT

If Foille is used, shake well before using.

Apply Foille or boric acid ointment liberally to scalded or burned area; apply gauze dressing and hold in place with a bandage. Keep the burn moist with frequent applications. On small burns the Foille or boric acid ointment may be applied without dressing, if desired. When it is necessary to change the dressing and there is a tendency to stick, soak the compress in fresh or sea

<sup>1</sup> Abandon-ship kits which were placed on merchant vessels on or before May 30, 1945, and contain 5 four-ounce tubes of 5 percent sulfadiazine—tannic acid 10 percent jelly and the directions for using such tannic acid jelly may be continued in use until replacement is necessary, at which time the kit shall be equipped in compliance with the provisions of section 153.14a, as amended.



water to loosen it and prevent further injury to the scalded or burned area.

Dated: April 28, 1945.

L. T. CHALKER,  
Rear Admiral, U. S. C. G.,  
Acting Commandant.

[F. R. Doc. 45-6947; Filed, Apr. 30, 1945;  
10:19 a. m.]

## TITLE 49—TRANSPORTATION AND RAILROADS

### Chapter II—Office of Defense Transportation

[Administrative Order ODT 17A, Amdt. 3]

#### PART 503—ADMINISTRATION

#### PROCEDURES AND DELEGATIONS OF AUTHORITY UNDER GENERAL ORDER ODT 16B

Pursuant to § 502.209 of General Order ODT 16B, Appendix A and Appendix C of Administrative Order ODT 17A, as amended (9 F.R. 11281, 12292, 13808), are hereby further amended as follows:

Appendix A is amended by changing the names of the port areas shown opposite the States of New York and Oregon to read:

*New York:* Albany, New York Harbor, and Poughkeepsie.

*Oregon:* Astoria, Lacoda, Linnton, Portland, and Prescott.

Appendix C is amended by substituting the name Victor Parvin for John M. Fush where the latter name appears under the caption "Port Storage Officer authorized to issue Port Storage Forwarding Permits", and by changing the address shown opposite the name Carl R. Elander to read Room 624, Vance Building, Seattle 1, Washington.

This Amendment 3 to Administrative Order ODT 17A shall become effective April 30, 1945.

(E.O. 8989, as amended, 6 F.R. 6725, 8 F.R. 14183; General Order ODT 16B, 9 F.R. 11279)

Issued at Washington, D. C., this 30th day of April 1945.

J. H. AYDELOTT,  
Director,  
Railway Transport Department,  
Office of Defense Transportation.

[F. R. Doc. 45-6955; Filed, Apr. 30, 1945;  
10:35 a. m.]

[General Order ODT L-5]

#### PART 504—DIRECTION OF MOTOR TRAFFIC MOVEMENT

##### MOTOR TRANSPORTATION OF ANTHRACITE FROM DESIGNATED AREA

**General outline.** This order relates to the transportation of anthracite by motor vehicle from the anthracite producing area of Pennsylvania to points outside that area. Such transportation is prohibited except as covered by a written license issued by the Regional Representative of the Solid Fuels Administration for War at Wilkes-Barre, Penn-

sylvania, pursuant to SFAW Regulation No. 28. Application for such a license, and any inquiry regarding the requirements or effect of SFAW Regulation No. 28, should be addressed to the Regional Office of SFAW, Wilkes-Barre, Pennsylvania, or to the Solid Fuels Administration for War, Washington 25, D. C. The restrictions of this General Order ODT L-5 do not apply to the transportation of anthracite by a regulated common or contract motor carrier who does not otherwise engage in handling anthracite. However, the exemption of such regulated common or contract motor carriers from the restriction of this General Order ODT L-5 does not excuse such carriers from complying with applicable provisions of SFAW Regulation No. 28 in the distribution of anthracite.

Any license issued by the Regional Representative of the Solid Fuels Administration for War shall not be construed as authorizing any person to violate any order or written direction of the Office of Defense Transportation.

This general outline shall not be construed to alter the meaning of any provision contained in the order. The text of General Order ODT L-5 follows:

Pursuant to Title III of the Second War Powers Act, 1942, as amended, Executive Orders 8989, as amended, and 9156, and War Production Board Directives 21 and 36, as amended, it is hereby ordered, that:

- Sec. 504.40 Definitions.
- 504.41 Restriction upon transportation by motor vehicle of anthracite from designated area.
- 504.42 Submission of records and property for examination and inspection by authorized representative.
- 504.43 Exemptions.
- 504.44 Communications.

**AUTHORITY:** §§ 504.40 to 504.44, inclusive, issued under Title III of the Second War Powers Act, 1942, as amended, 56 Stat. 177, 50 U. S. Code App. 633, 58 Stat. 827; E.O. 8989, as amended, 6 F.R. 6725, 8 F.R. 14183; E.O. 9156, 7 F.R. 3349; WPB Directives 21 and 36, as amended, 8 F.R. 5834, 10 F. R. 3009.

§ 504.40 **Definitions.** As used in this order, and unless otherwise indicated by the context, the term:

(a) "Anthracite" means that coal which is generally referred to as Pennsylvania anthracite produced or prepared in the anthracite producing area; and for the purposes of this order is limited to the following sizes: broken, egg, stove, chestnut, pea, any intermediate size between broken and pea, No. 1 buckwheat, No. 2 buckwheat (rice and any size or mixture containing any of the foregoing sizes).

(b) "Anthracite producing area" means the following townships and boroughs in the following counties in Pennsylvania:

*Carbon County:* Townships: Banks, Lehigh, Mahoning, Mauch Chunk, and Packer. Boroughs: Mauch Chunk and East Mauch Chunk.

*Columbia County:* Townships: Beaver, Conyngham, Locust, Mifflin, and Roaring Creek.

*Dauphin County:* Townships: Jackson, Jefferson, Lykens, Rush, Wiconisco, and Williams.

*Lackawanna County:* All townships.

*Lebanon County:* Cold Spring Township only.

*Luzerne County:* All townships except Ross, Fairmont, and Huntington.

*Northumberland County:* Townships: Coal, East Cameron, West Cameron, Mount Carmel, Upper Mahanoy, and Zerbe.

*Schuylkill County:* All townships.

*Susquehanna County:* Clifford Township only.

*Wayne County:* Townships: Clinton and Canaan.

(c) "Motor vehicle" means any rubber-tired vehicle propelled or drawn by mechanical power.

(d) "Person" means any individual, partnership, corporation, association, joint-stock company, business trust, or other organized group of persons, or any trustee, receiver, assignee or personal representative, and includes any department or agency of the United States, any State, the District of Columbia, or any other political, governmental or legal entity.

(e) "Common carrier" means any person that holds itself out to the general public to engage in transportation of property by motor vehicle for compensation.

(f) "Contract carrier" means any person that, under individual contracts or agreements, engages in the transportation of property by motor vehicle for compensation.

(g) "Private carrier" means any person not included in the term "common carrier" or "contract carrier" that transports by motor vehicle property of which such person is the owner, lessee, or bailee, when such transportation is for the purpose of sale, lease, rent, or bailment, or in furtherance of any commercial enterprise.

§ 504.41 **Restriction upon transportation by motor vehicle of anthracite from designated area.** (a) During the period May 15, 1945, to March 31, 1946, inclusive, no person shall accept for transportation, or transport, any anthracite by motor vehicle, as a common carrier, contract carrier, or private carrier, from a mine or preparation plant in the anthracite producing area to any point outside that area, except in accordance with the terms of a written license issued pursuant to § 602.760 of SFAW Regulation No. 28 (10 F.R. 2019) by the Regional Representative of the Solid Fuels Administration for War at Wilkes-Barre, Pennsylvania.

(b) Nothing contained in this order, or in any license issued by the Solid Fuels Administration for War, shall be construed as authorizing or requiring any person to perform any transportation service which is in violation of any order or written direction which has been or may hereafter be issued by the Office of Defense Transportation, and which is in effect at the time of such transportation.

(c) Nothing contained in the order shall be construed as excusing a common carrier, contract carrier, or private carrier, from complying with applicable provisions of SFAW Regulation No. 28 in the distribution of anthracite from a mine or preparation plant in the anthracite producing area to any point outside that area.



§ 504.42 *Submission of records and property for examination and inspection by authorized representative.* (a) Any person transporting anthracite from any point or points in the anthracite producing area to any point outside of that area by motor vehicle, as a common carrier, contract carrier, or private carrier, shall submit his books, records, and other writings, including a copy of any license issued pursuant to SFAW Regulation No. 28, pertaining to such transportation, and premises and property used in connection therewith, to any accredited representative of the Office of Defense Transportation or the Solid Fuels Administration for War upon demand and the display of proper credentials, for such examination and inspection as may be necessary or appropriate to the enforcement or administration of this order.

§ 504.43 *Exemptions.* The restrictions of § 504.41 of this order shall not apply:

(a) To the transportation of anthracite by any person who is authorized as a common carrier or a contract carrier under the terms of an existing certificate or permit issued by the Public Utilities Commission of the State of Pennsylvania in respect of intrastate commerce, or by the Interstate Commerce Commission in respect of interstate commerce, to transport anthracite by motor vehicle from points within the anthracite producing area to points outside of that area: *Provided*, That such person does not directly or indirectly engage in handling anthracite other than as such carrier; or

(b) To any transportation of anthracite in respect of which no license is required by the provisions of SFAW Regulation No. 28, or by reason of any exemption made or relief granted under that regulation.

§ 504.44 *Communications.* Communications concerning this order should refer to General Order ODT L-5 and, unless otherwise directed, should be addressed to the Director, Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This General Order ODT L-5 shall become effective May 15, 1945.

Issued at Washington, D. C., this 28th day of April 1945.

J. M. JOHNSON,  
Director,

Office of Defense Transportation.

[F. R. Doc. 45-6957; Filed, Apr. 30, 1945;  
10:35 a. m.]

## Notices

### DEPARTMENT OF AGRICULTURE.

#### Rural Electrification Administration.

[Administrative Order 890]

#### ALLOCATION OF FUNDS FOR LOANS

APRIL 13, 1945.

I hereby amend:

(a) Administrative Order No. 835, dated June 5, 1944, by rescinding the allocation of \$260,000 therein made for "California 4026A1 Fresno";

(b) Administrative Order No. 478, dated July 1, 1940, by reducing the allocation of \$55,000 therein made for "Washington 1025C1 Cowlitz District Public" by \$1,015.79, so that the reduced allocation shall be \$53,984.21;

(c) Administrative Order No. 528, dated October 5, 1940, by reducing the allocation of \$10,000 therein made for "Washington 1025C2 Cowlitz District Public" by \$8,792 so that the reduced allocation shall be \$1,208;

(d) Administrative Order No. 565, dated March 17, 1941, by rescinding the allocation of \$10,000 therein made for "Washington 1025C3 Cowlitz District Public."

WILLIAM J. NEAL,  
Acting Administrator.

[F. R. Doc. 45-6903; Filed, Apr. 28, 1945;  
3:19 p. m.]

[Administrative Order 891]

#### ALLOCATION OF FUNDS FOR LOANS

APRIL 18, 1945.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	Amount
Alabama 5028B3 Chambers.....	\$60,000
Louisiana 5-4013D2 East Baton Rouge.....	15,000
New Mexico 5-3012A3 Otero.....	5,000
Ohio 5093B3 Washington.....	30,000
Tennessee 5020F1 Gibson.....	100,000
Texas 5096C5 Victoria.....	10,000
Texas 5136A2 Ochiltree.....	16,306
Texas 5-4135A2 Ochiltree.....	33,694

WILLIAM J. NEAL,  
Acting Administrator.

[F. R. Doc. 45-6904; Filed, Apr. 28, 1945;  
3:19 p. m.]

[Administrative Order 892]

#### ALLOCATION OF FUNDS FOR LOANS

APRIL 18, 1945.

By virtue of the authority vested in me by the provisions of section 5 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for a loan for the project and in the amount as set forth in the following schedule:

Project designation:	Amount
Indiana 5-4103S1 Corydon.....	\$40,000

WILLIAM J. NEAL,  
Acting Administrator.

[F. R. Doc. 45-6905; Filed, Apr. 28, 1945;  
3:19 p. m.]

### DEPARTMENT OF LABOR.

#### Office of the Secretary.

[WLD 55]

#### HEYWOOD PAPER BOX CO., ET AL.

#### FINDINGS AS TO CONTRACTS IN PROSECUTION OF WAR

In the matter of Heywood Paper Box Co., et al., Minneapolis, Minnesota; Case No. S-1773.

Pursuant to section 2 (b) (3) of the War Labor Disputes Act (Pub. No. 89, 78th Cong., 1st sess.) and the directive of the President dated August 10, 1943, published in the FEDERAL REGISTER August 14, 1943, and

Having been advised of the existence of a labor dispute involving Local No. 544 of the International Brotherhood of Teamsters, Chauffeurs, Warehousemen and Helpers of America and certain concerns engaged in transportation activities in and around Minneapolis, Minnesota;

I find, as to the concerns involved in the above labor dispute with Local No. 544 of the International Brotherhood of Teamsters, Chauffeurs, Warehousemen and Helpers, that motor vehicle transportation of goods, articles and commodities by any such concern, pursuant to any contract whether or not with the United States, to or from any plant, mine or facility equipped for manufacturing, producing or mining any articles or materials which may be required or useful in connection with the prosecution of the war, or to or from any establishment engaged in wholesaling or storing any such articles or materials, is contracted for in the prosecution of the war within the meaning of section 2 (b) (3) of the War Labor Disputes Act.

Signed at Washington, D. C., this 28th day of April 1945.

FRANCES PERKINS,  
Secretary of Labor.

[F. R. Doc. 45-6949; Filed, Apr. 30, 1945;  
10:22 a. m.]

[WLD 56]

#### AJAX TRANSFER CO.

#### FINDINGS AS TO CONTRACTS IN PROSECUTION OF WAR

In the matter of Ajax Transfer Co., St. Paul, Minnesota; Case No. S-1787.

Pursuant to section 2 (b) (3) of the War Labor Disputes Act (Pub. No. 89, 78th Cong., 1st sess.) and the directive of the President dated August 10, 1943, published in the FEDERAL REGISTER August 14, 1943, and

Having been advised of the existence of a labor dispute involving Local No. 120 of the International Brotherhood of Teamsters, Chauffeurs, Warehousemen and Helpers of America and certain concerns engaged in transportation activities in and around St. Paul, Minnesota;

I find, as to the concerns involved in the above labor dispute with Local No. 120 of the International Brotherhood of Teamsters, Chauffeurs, Warehousemen and Helpers, that motor vehicle transportation of goods, articles and commodities by any such concern, pursuant to any contract whether or not with the United States, to or from any plant, mine or facility equipped for manufacturing, producing or mining any articles or materials which may be required or useful in connection with the prosecution of the war, or to or from any establishment engaged in wholesaling or storing any such articles or materials, is contracted for in the prosecution of the war within the meaning of section 2 (b) (3) of the War Labor Disputes Act.



Signed at Washington, D. C., this 28th day of April 1945.

FRANCES PERKINS,  
Secretary of Labor.

[F. R. Doc. 45-6948; Filed, Apr. 30, 1945;  
10:22 a. m.]

[WLD 64]

**DETROIT AND CLEVELAND NAVIGATION CO.  
FINDINGS AS TO CONTRACTS IN PROSECUTION  
OF WAR**

In the matter of Detroit and Cleveland Navigation Co., Detroit, Michigan; Case No. S-1991.

Pursuant to section 2 (b) (3) of the War Labor Disputes Act (Pub. No. 89, 78th Cong., 1st sess.) and the directive of the President dated August 10, 1943, published in the FEDERAL REGISTER August 14, 1943, and

Having been advised of the existence of a labor dispute involving the Detroit and Cleveland Navigation Co., Detroit, Michigan,

I find that the transportation by water of miscellaneous package freight, iron and steel articles and automobiles by the Detroit and Cleveland Navigation Co., Detroit, Michigan, pursuant to contracts for the transportation thereof, is contracted for in the prosecution of the war within the meaning of section 2 (b) (3) of the War Labor Disputes Act.

Signed at Washington, D. C., this 28th day of April 1945.

FRANCES PERKINS,  
Secretary of Labor.

[F. R. Doc. 45-6950; Filed, Apr. 30, 1945;  
10:22 a. m.]

**Wage and Hour Division.**

**PROCESSING AND MILLING BRANCH OF CANE  
SUGAR INDUSTRY, LOUISIANA**

**NOTICE OF OPPORTUNITY TO PETITION FOR  
REVIEW OF DETERMINATION**

Notice of opportunity to petition for review of the determination of the scope of that portion of the cane sugar processing and milling branch of the cane sugar industry located in Louisiana pursuant to section 7 (b) (3) of the Fair Labor Standards Act of 1938 and Part 526, as amended, of the regulations issued thereunder.

Whereas, the Administrator determined, on November 18, 1939 (4 F.R. 4615), that that portion of the cane sugar processing and milling branch of the cane sugar industry which is located in Louisiana is a branch of an industry and of a seasonal nature within the meaning of section 7 (b) (3) of the Fair Labor Standards Act of 1938 and Part 526, as amended, of the regulations issued thereunder, and therefore is entitled to the exemption provided under section 7 (b) (3) of the act; and

Whereas, in the said determination, the term "that portion of the cane sugar processing and milling branch of the

cane-sugar industry which is located in Louisiana" was defined to include "that branch of the industry engaged in the unloading of sugar cane from wagons and railroad cars onto conveyors; the processing of sugar cane into sugar, syrup and molasses, but not the refining of such sugar, syrup and molasses; the removal, handling and conveying of raw sugar, syrup and molasses to storage and placing them in storage on or in the vicinity of the sugar mill site; the removal, conveying, burning, baling, and piling and storing in baled form on or in the vicinity of the sugar mill site of bagasse resulting from the processing of sugar cane into raw sugar, syrup or molasses; and the operations or services necessary or incident to the foregoing"; and

Whereas, the aforesaid determination was amended by the Administrator on July 20, 1944 (9 F.R. 8175) to include the "dehydrating of bagasse" within the scope of the said branch of the industry; and

Whereas, an application was filed requesting that the determination of November 18, 1939 be further amended to include within the definition of the branch of the industry the incidental refining of sugar, syrup and molasses and the removal, handling, bagging and conveying of such sugar and certain other operations performed during the grinding season in sugar cane mills in Louisiana; and

Whereas, the Administrator of the Wage and Hour Division gave notice of a public hearing to be held on September 8, 1944 before Mr. Nathan Rubinstein who was authorized:

To receive evidence and hear argument for the purpose of determining, defining and delimiting the scope, under section 7 (b) (3) of the Fair Labor Standards Act of 1938 and Part 526, as amended, of the regulations issued thereunder, of that portion of the cane sugar processing and milling branch of the cane sugar industry which is located in Louisiana;

and

Whereas, following such hearing the said Nathan Rubinstein duly made his findings of fact and determined as follows:

1. There are a number of establishments in Louisiana which carry on raw sugar refining operations in addition to the processing of sugar cane. The cane processing operations in these establishments are in part included within the scope of that branch of the cane sugar industry which has been determined to be an industry of a seasonal nature under section 7 (b) (3) of the Fair Labor Standards Act. The refining operations have not previously been included within the exempt branch of the industry.

2. The refining operations carried on in this group of establishments during the sugar cane processing and harvesting season are of two kinds: (a) All plants produce refined sugar as one of a connected series of operations which begins with the grinding and processing of sugar cane into raw sugar and is followed immediately by the conversion of this raw sugar into refined sugar. The refining operations in this connected series may be included within the exempt seasonal branch of the cane sugar industry. (b) In some of these plants raw sugar which has

been transferred from other Louisiana cane grinding plants of the same employer is introduced into the process and is refined together with the raw sugar produced from sugar cane ground on the premises. These refining operations may also be included within the exempt branch of the industry if more than half of the refined sugar produced in the establishment during the cane grinding season is derived from raw sugar that has been made on the premises from sugar cane. Operations on purchased, imported or "off-shore" sugar, or sugar brought in from other states have no relation to the seasonal flow of the sugar cane into these plants and are not included within the exempt branch of the industry.

3. The term "that portion of the cane sugar processing and milling branch of the cane sugar industry which is located in Louisiana" as used in the Administrator's determination of November 18, 1939 (4 F.R. 4615), and as amended by the determination of July 13, 1944 (9 F.R. 8175) to include the dehydrating of bagasse, is hereby redefined as follows: the unloading of sugar cane at the mill, the processing of sugar cane into sugar, syrup and molasses; and the following operations when performed on the premises of a sugar cane processing mill while the sugar cane is being processed: the immediate refining, as one of a connected series of operations, of raw sugar produced from sugar cane ground on the premises; the refining, by the introduction into such series of operations, of raw sugar which has been produced during the same grinding season in other Louisiana cane processing plants of the employer, except in establishments where the refined sugar made from such transferred raw sugar constitutes half or more of the refined sugar produced during the cane processing season, or where purchased raw sugar, or raw sugar produced outside of Louisiana is refined during the cane processing season; the burning, removing from the premises, or dehydrating of bagasse resulting from the processing of sugar cane; the handling, baling, bagging, packing and storing of the sugar, syrup, molasses or bagasse; and any operations necessary and incident to the foregoing, including the placing of these products in storage or transportation facilities on or near the premises.

The application is granted to the extent indicated above;

and

Whereas, said findings and determination were duly filed with the Administrator on April 19, 1945, and are now on file in room 1619, National Office of the Wage and Hour Division, 165 West 46th Street, New York, New York, and are available for examination by all interested parties;

Now, therefore, pursuant to the provisions of § 526.7 of the aforesaid regulations notice is hereby given that any person aggrieved by the said determination may, within 15 days after the date this notice appears in the FEDERAL REGISTER, file a petition with the Administrator at the National Office of the Wage and Hour Division requesting that he review the action of the said representative upon the record of the hearing. Such petition shall set forth the grounds upon which the petition for review is based. If no petition for review is filed within the fifteen days, the findings and determination of the presiding officer will become final and the exemption for the branch of the industry as redefined in the said findings and determination will become effective upon publication of no-



tice to that effect in the FEDERAL REGISTER.

Signed at New York, New York, this 25th day of April 1945.

L. METCALFE WALLING,  
Administrator.

[F. R. Doc. 45-6941; Filed, Apr. 28, 1945;  
4:54 p. m.]

#### LEARNER EMPLOYMENT CERTIFICATES ISSUANCE TO VARIOUS INDUSTRIES

Notice of issuance of special certificates for the employment of learners under the Fair Labor Standards Act of 1938.

Notice is hereby given that special certificates authorizing the employment of learners at hourly wage rates lower than the minimum wage rate applicable under section 6 of the act are issued under section 14 thereof, Part 522 of the regulations issued thereunder (August 16, 1940, 5 F.R. 2862, and as amended June 25, 1942, 7 F.R. 4725), and the determination and order or regulation listed below and published in the FEDERAL REGISTER as here stated.

Single Pants, Shirts and Allied Garments, Women's Apparel, Sportswear, Rainwear, Robes and Leather and Sheep-Lined Garments Divisions of the Apparel Industry, Learner Regulations, July 20, 1942 (7 F.R. 4724), as amended by Administrative Order March 13, 1943, (8 F.R. 3079), and Administrative Order, June 7, 1943 (8 F.R. 7890)

Glove Findings and Determination of February 20, 1940, as amended by Administrative Order September 20, 1940 (5 F.R. 3748) and as further amended by Administrative Order March 13, 1943 (8 F.R. 3079)

Hosiery Learner Regulations, September 4, 1940 (5 F.R. 3530), as amended by Administrative Order March 13, 1943 (8 F.R. 3079)

Independent Telephone Learner Regulations, July 17, 1944 (9 F.R. 7125)

Textile Learner Regulations, May 16, 1941 (6 F.R. 2446) as amended by Administrative Order March 13, 1943 (8 F.R. 3079).

The employment of learners under these certificates is limited to the terms and conditions therein contained and to the provisions of the applicable determination and order or regulations cited above. The applicable determination and order or regulations, and the effective and expiration dates of the certificates issued to each employer is listed below. The certificates may be cancelled in the manner provided in the regulations and as indicated in the certificates. Any person aggrieved by the issuance of any of these certificates, may seek a review or reconsideration thereof.

NAME AND ADDRESS OF FIRM, INDUSTRY, PRODUCT, NUMBER OF LEARNERS AND EFFECTIVE DATES

SINGLE PANTS, SHIRTS, AND ALLIED GARMENTS, WOMEN'S APPAREL, SPORTSWEAR, RAINWEAR, ROBES AND LEATHER AND SHEEP-LINED GARMENTS DIVISIONS OF THE APPAREL INDUSTRY

Co-Ed Garment Company, Main Street, Festus, Missouri; washable outer clothing; ten percent (T); effective April 20, 1945, expiring April 19, 1946.

Mount Carmel Manufacturing Company, 5th and Walnut Streets, Mount Carmel Pennsylvania; boys' shirts; 10 percent (T); effective April 23, 1945, expiring April 22, 1946.

Mylcraft Manufacturing Company, St. Paul, Virginia; shirts and kindred lines; 10 percent (T); effective April 21, 1945, expiring April 20, 1946.

Phillips-Lester Manufacturing Company, 2300 First Avenue, North, Birmingham, Alabama; overalls, drawers, army trousers; 10 percent (T); effective April 24, 1945, expiring April 23, 1946.

Rice-Stix Factory #10, 10 N. Division Street, Bonne Terre, Missouri; men's and boys' dress shirts; 10 percent (T); effective April 23, 1945, expiring April 22, 1946.

Rice-Stix Factory #25, First & South A. Street, Farmington, Missouri; men's and boys' shirts; 10 percent (T); effective April 23, 1945, expiring April 22, 1946.

#### GLOVE INDUSTRY

Wool Products Industries, Inc., 980 Kent Street, St. Paul, Minnesota; knit fabric gloves; 5 learners (T); effective April 20, 1945, expiring April 19, 1946.

#### HOSIERY INDUSTRY

Debonair Full Fashioned Mills, Inc., Cleveland, Tennessee; full-fashioned hosiery; 10 learners (AT); effective April 23, 1945, expiring October 22, 1945.

Joseph Black & Sons Company, 1200 West Market Street, York, Pennsylvania; seamless hosiery; 5 percent (T); effective April 20, 1945, expiring April 19, 1946.

Newnan Hosiery Mills, Inc., Newnan, Georgia; seamless hosiery; 10 percent (AT); effective April 25, 1945, expiring October 24, 1945.

Sterling Hosiery Mills, Inc., Spindale, North Carolina; full-fashioned hosiery; 10 learners (AT); effective April 24, 1945, expiring October 23, 1945.

#### TELEPHONE INDUSTRY

Hooper Telephone Company, Hooper, Nebraska; to employ learners as commercial switchboard operators at its Hooper, Nebraska exchange, located at Hooper, Nebraska; effective April 13, 1945, expiring April 12, 1946.

#### TEXTILE INDUSTRY

The Trion Company (Grey Mill), Trion, Georgia; tent twill, herringbone twill, cotton flannel; 3 percent (T); effective April 23, 1945, expiring April 22, 1946.

Signed at New York, New York, this 26th day of April 1945.

PAULINE C. GILBERT,  
Authorized Representative  
of the Administrator.

[F. R. Doc. 45-6958; Filed, Apr. 30, 1945;  
11:11 a. m.]

#### LEARNER EMPLOYMENT CERTIFICATES ISSUANCE TO VARIOUS INDUSTRIES

Notice of issuance of special certificates for the employment of learners under the Fair Labor Standards Act of 1938.

Notice is hereby given that special certificates authorizing the employment of learners at hourly wages lower than the minimum rate applicable under section 6 of the act are issued under section 14 thereof and § 522.5 (b) of the regulations issued thereunder (August 16, 1940, 5 F.R. 2862) to the employers listed below effective as of the date specified in each listed item below.

The employment of learners under these certificates is limited to the terms and conditions as designated opposite the employer's name. These certificates

are issued upon the employer's representation that experienced workers for the learner occupations are not available for employment and that they are actually in need of learners at subminimum rates in order to prevent curtailment of opportunities for employment. The certificates may be cancelled in the manner provided for in the regulations and as indicated on the certificate. Any person aggrieved by the issuance of the certificates may seek a review or reconsideration thereof.

NAME AND ADDRESS OF FIRM, PRODUCT, NUMBER OF LEARNERS, LEARNING PERIOD, LEARNER WAGE, LEARNER OCCUPATION, EXPIRATION DATE

Purinton Pottery Company, Shippensburg, Pennsylvania; pottery ware; 10 learners; selector, finisher and decorator for a learning period of 320 hours each at 30 cents per hour for the first 160 hours and 35 cents per hour for the next 160 hours; effective April 26, 1945, expiring October 26, 1945.

The Worth Company, 145 Main Street, Stevens Point, Wisconsin; fly, leader and snelled hook tying; 5 learners; fly tying for a learning period of 480 hours at 35 cents per hour; effective April 26, 1945, expiring October 26, 1945.

Signed at New York, New York, this 26th day of April 1945.

PAULINE C. GILBERT,  
Authorized Representative  
of the Administrator.

[F. R. Doc. 45-6959; Filed, Apr. 30, 1945;  
11:11 a. m.]

#### FEDERAL POWER COMMISSION.

[Docket No. G-636]

WEST TEXAS GAS CO.

#### NOTICE OF APPLICATION

APRIL 26, 1945.

Notice is hereby given that on April 21, 1945, an application was filed with the Federal Power Commission by West Texas Gas Company (Applicant), a Delaware corporation having its principal place of business at Lubbock National Building, Lubbock, Texas, for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, to authorize Applicant to construct and operate the following-described facilities:

(1) Approximately 11.4 miles of 10 $\frac{3}{4}$ -inch loop line in Hale County, Texas, extending from a point in the northwest corner of Sec. 14, Block A-4, EL&RR Survey, in a southerly direction to a point near the southwest corner of the NW $\frac{1}{4}$ , Sec. 12, Block C-2, A. C. Krause Survey, together with two 8 $\frac{3}{4}$ -inch cross-over lines and appurtenances; and

(2) An additional 400 horsepower compressor unit at Applicant's existing McSpadden compressor station located in Randall County, Texas, and appurtenances at such station.

The application states that the proposed facilities are required to provide sufficient transmission capacity to meet the estimated firm demands of Applicant's present customers during the 1945-1946 heating season.

Any person desiring to be heard or to make any protest with respect to said



application should, on or before the 12th day of May, 1945, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's provisional rules of practice and Regulations under the Natural Gas Act.

LEON M. FUQUAY,  
Secretary.

[F. R. Doc. 45-6940; Filed, Apr. 28, 1945;  
4:55 p. m.]

[Docket No. IT-5946]

CENTRAL VERMONT PUBLIC SERVICE CORP.  
NOTICE OF APPLICATION

APRIL 28, 1945.

Notice is hereby given that on April 27, 1945, an application was filed with the Federal Power Commission pursuant to Section 203 of the Federal Power Act by Central Vermont Public Service Corporation, a corporation organized under the laws of the State of Vermont and doing business in the States of Vermont and New Hampshire with its principal business office in Rutland, Vermont, seeking an order authorizing it to merge or consolidate its facilities with the whole of the facilities of Vermont Utilities Incorporated, a corporation organized under the laws of the State of Vermont and doing business in said State with its principal business office in Chester, Vermont. Upon the merger becoming effective, Central Vermont Public Service Corporation will acquire all of the assets of Vermont Utilities Incorporated and will assume all of its liabilities, and all of the outstanding capital stock and a promissory note of Vermont Public Utilities Incorporated in the principal amount of \$50,000, payable by endorsement to Central Vermont Public Service Corporation, will be canceled; all as more fully appears in the application on file with the Commission.

Any person desiring to be heard or to make any protest with reference to said application should, on or before the 16th day of May 1945, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's rules of practice and regulations.

[SEAL] LEON M. FUQUAY,  
Secretary.

[F. R. Doc. 45-6943; Filed, Apr. 30, 1945;  
9:26 a. m.]

[Docket No. G-462]

MISSISSIPPI RIVER FUEL CORP., ET AL.  
ORDER GRANTING ORAL ARGUMENT

APRIL 27, 1945.

In the matter of Mississippi River Fuel Corporation, Hope Producing Company, Southern Carbon Company, United Carbon Company, La Del Oil Properties, Inc., The Amalgamated Company, Inc., and The Peerless Carbon Black Company. Docket No. G-462.

Upon application of Mississippi River Fuel Corporation, filed February 28, 1945,

No. 86—6

requesting that it be granted oral argument before the Commission en banc on the issues involved in the above-docketed proceeding;

The Commission orders that:

Oral argument on the issues raised at the hearing herein be had before the Commission en banc on June 6, 1945, at 10:00 a. m., in the hearing room of the Commission, 1800 Pennsylvania Avenue NW., Washington, D. C.

By the Commission.

[SEAL] LEON M. FUQUAY,  
Secretary.

[F. R. Doc. 45-6944; Filed, Apr. 30, 1945;  
9:26 a. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 70-A, Special Permit 970]

RECONSIGNMENT OF RHUBARB AT KANSAS CITY, MO.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Kansas City, Missouri, April 25, 1945, by Garrett Holmes, of car MDT 20946, rhubarb, now on the C. R. I. & P. Railroad, to Gridley Maxon Company, Chicago, Illinois (R. I.).

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 25th day of April 1945.

V. C. CLINGER,  
Director,  
Bureau of Service.

[F. R. Doc. 45-6845; Filed, Apr. 28, 1945;  
10:48 a. m.]

[S. O. 70-A, Special Permit 971]

RECONSIGNMENT OF ORANGES AT ALTOONA, PA.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Altoona, Pennsylv-

vania, April 24 or 25, 1945, by J. E. Nelson of car PFE 51595, oranges, now on the Pennsylvania Railroad, to A. Cancelmo, Philadelphia, Pennsylvania (PRR).

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 25th day of April 1945.

V. C. CLINGER,  
Director,  
Bureau of Service.

[F. R. Doc. 45-6846; Filed, Apr. 28, 1945;  
10:48 a. m.]

[S. O. 301, Special Permit 2]

FURNISHING OF FREIGHT CARS FOR TRANSPORTATION OF BAUXITE ORE FROM NEW YORK, N. Y.

Pursuant to the authority vested in me by paragraph (E) of the first ordering paragraph of Service Order No. 201 of April 13, 1945 (10 F.R. 4109), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Service Order No. 301 insofar as it applies to the furnishing of not to exceed one hundred seventy (170) railroad freight cars by the Central Railroad Company of New Jersey, not later than May 8, 1945, at the New York Harbor Area, for the transfer of bauxite ore from S. S. Oldham, and the transportation of the said cars from point of loading to Arvida, Quebec, Canada, consigned to Aluminum Company of Canada (C.R.R. of N.J.-D&H-CN-R&F).

The waybills shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 25th day of April 1945.

V. C. CLINGER,  
Director,  
Bureau of Service.

[F. R. Doc. 45-6847; Filed, Apr. 28, 1945;  
10:48 a. m.]

[S. O. 303, Special Permit 1]

REICING OF CABBAGE AT CHICAGO, ILL.

Pursuant to the authority vested in me by paragraph (E) of the first order-



ing paragraph of Service Order No. 303 of April 19, 1945 (10 F.R. 4360), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Service Order No. 303 insofar as it applies to the furnishing of 4,000 pounds of retoo ice on each car, April 25 or 26, 1945, on cars NRC 4837, FGE 51460, 51243 and 14305, ART 20412, all cabbage on the Chicago Produce Terminal, as ordered by Cohen & Gordon.

The waybills shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 25th day of April 1945.

V. C. CLINGER,  
Director,  
Bureau of Service.

[F. R. Doc. 45-6848; Filed, Apr. 28, 1945;  
10:48 a. m.]

[S. O. 303, Special Permit 2]

#### ICING OF FREIGHT CARS FROM HASTINGS, FLA.

Pursuant to the authority vested in me by paragraph (E) of the first ordering paragraph of Service Order No. 303 of April 19, 1945 (10 F.R. 4360), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Service Order No. 303 insofar as it applies to the furnishing of bunker icing in addition to body icing on cars BRE 74764 and URT 87618, cabbage, shipped from Hastings, Florida, not later than April 27, 1945, by Hastings Agricultural Supply Company, consigned to Zeidenstein Brothers, Pittsburgh, Penna. (via FEC-Sou-PRR).

The waybills shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 25th day of April, 1945.

V. C. CLINGER,  
Director,  
Bureau of Service.

[F. R. Doc. 45-6849; Filed, Apr. 28, 1945;  
10:48 a. m.]

#### OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Supplemental Vesting Order 4791]

BERNHARD JULIUS OTTO KUEHN

In re: Personal property and property insurance policy owned by Bernhard Julius Otto Kuehn, also known as Otto Kuehn, and/or Friedel Kuehn, also known as Friedel Auguste Erta Kuehn.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian, after investigation:

1. Having found and determined in Vesting Order Number 3645, dated May 15, 1944, that Bernhard Julius Otto Kuehn, also known as Otto Kuehn, and Friedel Kuehn, also known as Friedel Auguste Erta Kuehn, are nationals of a designated enemy country (Germany);

2. Finding that Friedel Kuehn, also known as Friedel Auguste Erta Kuehn, was repatriated to Germany on the S. S. Gripsholm on January 7, 1945, and that she is a resident of Germany and a national of a designated enemy country (Germany);

3. Finding that Bernhard Julius Otto Kuehn, also known as Otto Kuehn, and/or Friedel Kuehn, also known as Friedel Auguste Erta Kuehn are the owners of the property described in subparagraph 4 hereof;

4. Finding that the property described as follows:

a. Photographic equipment and miscellaneous articles in the name of Bernhard Julius Otto Kuehn, also known as Otto Kuehn, including but not limited to the property particularly described in Exhibit A, attached hereto and by reference made a part hereof, located on the premises of a warehouse at Fort Shafter, on the Island of Oahu, Territory of Hawaii,

b. Household furniture and furnishings, personal effects, Oriental objects of art, antiques, bric-a-brac, miscellaneous articles and the contents of trunks and chests, located on the premises at 545 Kainalu Drive, Honolulu, Territory of Hawaii, including but not limited to the property particularly described in Exhibit B, attached hereto and by reference made a part hereof,

c. Property in the name of Friedel Kuehn, also known as Friedel Auguste Erta Kuehn, contained in an envelope held in the Securities Vault of the Bishop Trust Company, Ltd., Honolulu, Territory of Hawaii, consisting of two diamond rings and keytainer with several keys,

d. That certain carved wooden chest and the contents thereof, located in the safe deposit vaults of the Bishop Trust Company, Ltd., Honolulu, Territory of Hawaii, and held in the name of Friedel Kuehn, also known as Friedel Auguste Erta Kuehn, including but not limited to the property particularly described in Exhibit C, attached hereto and by reference made a part hereof,

e. All of the miscellaneous articles, located in the safe deposit vaults of the Bishop Trust Company, Ltd., Honolulu, Territory of Hawaii, and held in the name of Friedel Kuehn, also known as Friedel Auguste Erta Kuehn, including but not limited to the property particularly described in Exhibit D, attached hereto and by reference made a part hereof, and

f. All right, title and interest of Friedel Kuehn, also known as Friedel Auguste Erta Kuehn, in and to a fire insurance policy, No. A-830257, in the principal sum of \$11,000, issued by the Fireman's Fund Insurance Company, San Francisco, California, in the name of Mrs. Friedel Kuehn, which policy insures the personal property located on the premises at 545 Kainalu Drive, Kailua, Honolulu, Territory of Hawaii,

is property within the United States owned or controlled by nationals of a designated enemy country (Germany);

And determining that the property described in subparagraph 4-f hereof is necessary for the maintenance or safeguarding of other property (namely, that property described in subparagraph 4-b hereof) belonging to the same national of the same designated enemy country and subject to vesting (and in fact vested by this order) pursuant to section 2 of said Executive order;

And further determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 4 hereof, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Custodian to return such property or the proceeds thereof in whole or in part, nor shall this order be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 10, 1945.

[SEAL] JAMES E. MARKHAM,  
Alien Property Custodian.

#### EXHIBIT A

Description: Three Japanese swords, one dagger, two knives; 16 mm. motion picture kodak—magazine Cine—Ser. No. 4520—with zipper black leather case; folding kodak 3-A Autographic Special Model B—Ser. No. 60559—black leather case, Zeiss Ikon Tengor box camera—brown leather case with strap; Univex Cine Motion Picture camera—8 mm.—model A-8—black leather case with metal strap; Leitz Elman F-3.5 lens for Leica Camera—Ser. No. 256524; Leica 35 mm. Camera—Ser. No. 25-2523—with case.

#### EXHIBIT B

1. 1 Tan rug, 9 x 12 ft.
- 2-3. 2 Persian rugs, 4 x 8 ft., 3 x 6 ft.,
- 4-6. 1 Upholstered settee and 2 matching chairs



- 7-11. 4 Chairs with wood arms to match upholstered settee, 1 matching straight chair
12. 1 Mahogany chow bench (coffee table)
- 13-14. 2 Floor lamps
15. 1 Teak stand floor lamp, Oriental lantern globe
16. 1 Mahogany end table, two shelves
- 17-20. 1 Nest of 4 teak tables
21. 1 Eight-sided Oriental table, 16 in. high, panels instead of legs, inlaid with mother of pearl
22. 1 Etching, "Archway"
23. 1 Watercolor, "Two Farmers"
24. 1 Oil painting, "Old Woman", signed "A Redler"
25. 1 Oil painting, "Man Smoking"
26. 1 Small embroidered panel, "Nikko Shrine"
27. 1 Oil painting, "Flowers" signed "Brandt"
28. 1 Carvel wood cigarette box
29. 1 Table lamp, blue base on teak stand
30. 1 Solid teak, 4 panel screen on wall inlaid with excellent jade and mother of pearl
- 31-32. 2 Large blue and green vases, one with teak base
33. 1 Pair Oriental book ends, elephant design
34. 1 Pair lined drapes
35. 1 Green hall runner, 2 x 20 ft.
36. 1 Tea wagon, chrome handle, damaged
37. 1 Porcelain, shallow flower dish
38. 1 Tall yellow flower vase
- 39-41. 3 Framed Japanese prints
42. 1 Framed etching, "Hawaiian Girl"
43. 1 Tan rug, 9 x 12
44. 1 Dining room set, matched, teak, elaborately carved, consisting of one dining room extension table, 9 chairs, straight chairs and 2 arm chairs
45. 1 Teak buffet with runner, carved
46. 1 Teak china closet, 2 doors, carved
47. 1 Japanese folding floor screen, 8 panels, elaborately carved
48. 1 Large oil painting, "Castle on the Rhine", signed "W. Blanke"
- 49-50. 2 Small paintings, "Japanese Temple" and "Chinese Scene"
51. 3 Heavy lined drapes
- 52-53. 2 Small, square, 14 in. rugs
54. 1 Small upholstered stool, red
55. 1 Japanese brown and gray flower vase
56. 1 Telechrome electric clock, not running
57. 1 Japanese etching
58. 1 Etching of boy, said to be likeness of Kuehn's younger son, Hans
59. 1 Steel, 2 drawer filing cabinet, with lock
60. 2 Venetian blinds, large, in dining room
61. 1 Set lacquer salad bowls, nut bowls, Fruit stand and 2 spoons, 17 pieces on buffet
62. 1 Annual, "The Time of India", 1938
63. 1 Circular red lacquer tray on buffet
64. 1 Lacquered covered bowl and circular tray on buffet
65. 1 Circular pewter tray with seven assorted sizes glass balls
66. 1 Small square cherry table in dining room
67. 1 Octagonal small table, stand, carved wood, in dining room
68. 1 Lacquer box on buffet
69. 1 Chrome trimmed, leather couch and three leather cushions
70. 4 Chrome trimmed, steel tubing, leather cushioned arm chairs
71. 1 Chrome trimmed, steel circular table
72. 1 Small blue square vase
73. 1 Chow bench or coffee table
74. 1 Light tan rug, 9 x 12 ft.
75. 1 Chrome trimmed circular table
76. 1 Chrome trimmed small table
77. 1 Upholstered straight backed chair
78. 5 Small pictures on wall
79. 3 Pairs lined drapes
80. 1 Wooden couch spring and mattress
81. 5 Cushions various sizes
82. 1 Set twin beds, metal with spring and mattress
83. 1 Set dishes, Japanese blue design, consisting of 1 oval platter, 13 salad plates, 2 sauce dishes, 15 bread and butter plates, 8 dinner plates, and 11 white egg cups
84. 12 Brass finger bowls
85. 1 Large circular chrome tray
86. 7 Miscellaneous trays, various sizes
87. 1 Straight backed chair, reed seat
88. 1 Lot assorted glasses, 6 water glasses, 9 sherbet glasses, 8 small water glasses, 4 tall stem glasses
89. 1 Electrolux vacuum cleaner
90. 1 Westinghouse electric ironer
91. 1 Tall chrome cocktail shaker
92. 1 Small pottery flower vase, gold rim, 1 large circular yellow pottery tray, 1 large red pottery tray, 1 circular hors d'oeuvre tray
93. 1 Miscellaneous lot dishes consisting of: 9 English orange and green saucers, 8 cups to match, 2 oval platters, 1 round platter, 5 bread and butter plates, 1 sugar bowl, 10 porcelain shells for devilled crabs, 1 small covered dish, 11 red Japanese saucers and 3 cups to match, 10 red Japanese cake plates, 2 red Japanese tea pots, 2 red Japanese sugar bowls, and one red Japanese cream pitcher
94. 1 Westinghouse electric ice box, 7 cu. ft. cap.
95. 1 Hotpoint 4 burner electric range
96. 5 Chrome and enamel kitchen cabinets
97. 4 White enamel cupboards on wall
98. 1 Chrome kitchen table
99. 3 Chrome and white leather chairs
100. 2 Chrome and white leather stools
101. 1 Red lacquer bread box
102. 1 Lot assorted flat ware: 17 dinner knives, 16 forks, 11 salad forks, 11 butter spreaders, 9 tablespoons, 9 teaspoons, 2 gravy ladles, 2 soup spoons, 5 two prong forks, 3 butter knives, 1 cold meat fork, 86 pieces
103. 1 Electric floor waxer
104. 1 Heavy floor polisher
105. 1 Lot kitchenware, aluminum, enamel and pyrex as follows: 1 tea kettle, 1 worn set sauce pans, 4 sauce pans, 2 frying pans, 3 cookie pans, 1 aluminum and 1 enamel roaster, 1 circular cake pan, 1 double Griswold skillet, 4 cake tins (angel food), 2 circular molds, 1 deep fat wire basket, 1 oblong wire dish drying rack, 1 double boiler, 1 shallow sauce pan, 2 pots, swing handles, 36 small molds, 1 large funnel, 1 dipper, above, all of aluminum except where noted otherwise. 2 pyrex circular baking dishes with covers. 1 pyrex circular pie pan, 2 yellow bowls of mixer set, but no motor, 2 square glass covered dishes, 2 shredders, 3 bread knives, 1 meat grinder and miscellaneous small kitchen utensils.
106. 1 Large oblong mirror
107. 2 Old rose Oriental rugs, 3 x 6 ft. and 1 old rose Oriental rug, 6 x 9
108. 1 Rocking chair, with arms and upholstered seat
109. 4 Cushions covered with obi cloth
110. 1 Single bed, metal, laced spring and mattress
111. 1 Vanity dresser with 3 mirrors and stool
112. 2 Hardwood bedside tables
113. 1 Couch and inner spring mattress
114. 1 Venetian blind, damaged
115. 1 Japanese picture
116. 1 Munda rug
117. 1 Small cloth covered cupboard
118. 1 Hardwood map container and 5 maps
119. 1 Large circular mirror
120. 1 Semi-circular table
121. 1 Hotpoint electric "Thermosnap" hot water heater
122. 1 Coiled wire spring for double bed
123. 1 Laced wire spring for double bed
124. 1 Mahogany desk and chair
125. 2 Rattan armchairs
126. 1 Rattan barrel stool
127. 1 Rattan floor lamp
128. 2 Pairs blue window drapes
129. 2 Rattan armchairs
130. 1 Rattan barrel stool
131. 1 Desk with 1 drawer missing
132. 5 Japanese framed pictures
133. 3 Pairs lined drapes
134. 3 Venetian blinds
135. 1 Semi-circular table
136. 1 Floor lamp, rattan base
137. 4 Venetian blinds
138. 1 Circular mirror
139. 2 Leather steamer trunks
140. 2 Leather hat boxes
141. 1 Wardrobe trunk as is
142. 1 Metal porch chair and cushion
143. 1 Two-compartment porcelain sink
144. 1 Wooden cupboard with shelves
145. 1 Coiled wire spring, single
146. 1 Counter high cupboard, 2 shelves
147. 1 Dressing table, and shelves
148. 1 Couch, extra mattress, pillow and cover
149. 1 Rattan chair
150. 1 Venetian blind
151. 1 Table lamp, wood base
152. 1 Night stand
153. 1 Wooden storage cabinet
154. 1 Table, 3 drawers
155. 1 Kitchen safe (cupboard)
156. 1 Power lawn mower
157. 1 Hand lawn mower, rubber tires
158. 1 G. E. Spinner washing machine
159. 1 Meat storage locker
160. 1 Wicker rocker
161. 1 Lawn roller
162. 2 Trunks
163. 2 Wicker chairs
164. 4 straight wooden chairs
165. 4 Outdoor flower vases, 3 cement, 1 porcelain
166. 1 Large 6 sided cement jar
167. 7 Pieces, matched set, hardwood and cane settee with cushions, 5 chairs and circular table
168. 2 Piece set consisting of pigeon blood red Oriental vase converted into a table lamp with red base, with unconverted vase to match
169. 1 Table lamp, white base
170. 1 Double width Oriental made hardwood desk
171. 1 Chest of drawers
172. 4 Oriental carved chests, large
173. 2 Large flower cases
174. Miscellaneous lot of table and bed linen, blankets, etc., in chests (no. 172) and trunks (no. 175) not examined or listed
175. 3 Trunks
176. 2 Large sturdy grips or hand bags
177. 1 Dining room chair, damaged, belongs to set of 9 listed under No. 44
178. 1 Lot miscellaneous books Not numbered or valued, one small Persian rug, worn and corner torn, and one small mirror
179. 1 Red Lacquer gong stand, with brass gong and beater



180. 1 Lot Noritake china dishes, not listed in detail
181. 5 Ornamental decanters
182. 1 Lot miscellaneous silver trimmed glassware
183. 2 Cloisonne vases
184. 1 Pair Oriental gold inlaid vases
185. 1 Satsuma plate
186. 1 Barrel shaped vase or jar with lid
187. 1 Cherry wood bowl and base
188. 1 Ukulele in case
189. 2 Pieces matched white metal (?) coffee pot and ice water pitcher
190. 1 Carved teak elephant with mother of pearl inlaid toenails.
191. 1 Tapestry runner (wall decoration)

Also, the contents of 4 large chests and three trunks with many small objects in a cabinet, not otherwise listed, consisting mostly of Oriental pieces of various kind, lacquer, ivory, inlaid articles.

## EXHIBIT C

1. 8 Loose culture pearls
2. 1 Carved Ivory Cigarette Holder
3. 1 Ronson pocket lighter, engraved "F. K."
4. 1 Pair mother of pearl and culture pearl and white metal cuff links, round
5. 3 Culture pearl and white metal studs with spring backs
6. 1 Pair mother of pearl and culture pearl and white metal cuff links, octagonal shape
7. 3 Culture pearl and white metal studs
8. 3 Imitation stone and gold metal earrings (1 matching pair and 1 odd earring)
9. 1 Pair yellow gold, mother of pearl and pearl cuff links
10. 3 Mother of pearl, pearl, and white metal studs with spring backs
11. 1 Pearl and gold scarf pin
12. 1 Silver salt spoon
13. 1 Silver medal
14. 1 Pair pierced silver ear buttons
15. 1 Pair ivory and silver ear buttons
16. 1 Pair gilt and rhinestone ear buttons
17. 1 Pair culture pearl and white metal ear buttons
18. 1 Pair culture pearl and white metal ear drops—4 pearls in each
19. 1 Pair white metal earrings—each earring containing 1 small diamond
20. 1 White metal bar pin set with 2 culture pearls
21. 1 Platinum, engraved ring containing 3 round diamonds
22. 1 Culture pearl necklace of 67 pearls with white metal clasp containing 1 small diamond
23. 1 White metal, black enamel and culture pearl bracelet
24. 1 Gold and silver pendant on gold chain—pendant set with 7 jades and 14 round diamonds
25. 1 Gold ring containing 2 oval jades, 5 round diamonds
26. 1 White gold ring containing 5 round diamonds
27. 1 White metal bar pin set with 1 round culture pearl
28. 1 Pair gold earrings—each earring containing 1 marquise shape jade and 2 round diamonds
29. 1 Yellow gold ring containing 2 round diamonds and 1 culture pearl
30. 1 Gold bar pin with platinum top containing 37 round diamonds
31. 1 Tooled leather wallet containing old stamps
32. 1 1 Tortoise shell box
33. 6 Loose culture pearls
34. 1 Loose imitation pearl
35. 1 Loose zircon
36. 1 Pair pierced white metal clips—1 pearl set on each clip
37. 1 Rhinestone clip
38. 1 White metal shield shaped clip

39. 2 Magnifying glasses
40. 1 Silver cigarette case
41. 1 White metal bar pin set with 3 culture pearls
42. 1 Pair tortoise shell cuff links
43. 1 Tortoise shell pendant
44. 1 Mother of pearl knife
45. 1 Culture pearl and white metal scarf pin
46. 1 Gold fountain pen
47. 1 Gold filled pencil
48. 1 Culture pearl necklace of 107 pearls with pearl and white metal clasp
49. 1 Gold chain
50. 1 Gold chain with gold pendant containing 1 round diamond and 2 rose diamonds
51. 1 Brocade case
52. 2 Tortoise shell cigarette cases
53. 1 Necklace of round smooth and carved beads
54. 1 White metal chain
55. 1 Gold wrist watch with metal watch band
56. 7 Coins
57. 1 Clasp for watch attachment
58. 7 Rhinestone clips
59. 1 Rhinestone brooch
60. 1 Metal clip
61. 1 White metal and culture pearl bar pin
62. 1 Gold filled ladies Hamilton wrist watch with leather cord
63. 1 Silver bracelet set with 12 colored stones
64. 1 Gold colored metal and inlaid design link bracelet
65. 2 Filagree silver necklaces
66. 2 Filagree silver bracelets
67. 1 Gold metal bracelet set with 6 red stones, 6 blue stones, 1 pearl and 4 rose diamonds
68. 1 White metal watch attachment set with 31 culture pearls
69. 1 Carved ivory bracelet
70. 1 Culture pearl necklace of 89 pearls with white metal and pearl clasp
71. 1 Two strand culture pearl necklace with white metal and pearl clasp
72. 1 Star sapphire set in white metal ring
73. 2 White metal and 1 gold ring without any stones
74. 4 White metal rings—each set with 1 round culture pearl
75. 1 White metal and black enamel ring set with 7 small pearls
76. 1 White metal and black enamel ring set with 2 large and 4 small culture pearls
77. 1 White metal ring containing 1 round diamond
78. 1 White metal ring containing 1 faceted synthetic blue stone, cushion shape
79. 1 Gold ring containing 1 faceted synthetic blue stone, round shape
80. 1 Gold signet ring
81. 1 Gold and star sapphire ring
82. 1 Gold and rhinestone ring
83. 1 Gold and sardonyx ring
84. 1 Filagree silver ring
85. 1 Gold and synthetic Alexandrite ring
86. 1 White metal and synthetic Alexandrite ring
87. 1 White metal ring containing 1 Cabochon Ceylon sapphire and 10 small round diamonds
88. 1 Gold and white metal ring set with 1 round culture pearl

## EXHIBIT D

One, 8 drawer chest flatware, sterling silver, bamboo pattern.

Twelve cocktail glasses, each in sterling silver holder, packed 6 each in fitted cases, silk lined, marked "K. Uyeda, Chome Yurakucho, Tokyo".

One silver plated oblong tray.

One Okubo sterling silver tea set consisting of coffee pot, tea pot, sugar bowl and cream pitcher.

Two sterling silver plates about 4 inches in diameter.

Three pair Okubo sterling silver candle sticks: 1 pair, 3 candles each, long; 1 pair, 3 candles each, medium; 1 pair, 1 candle each, short.

One round cigarette container marked "Asami Sterling 950".

Eight ash trays, Okubo sterling silver.

One mustard pot, sterling.

Six individual matched salt cellars, sterling with glass containers.

Three individual sterling salt cellars, miscellaneous patterns, one with glass missing. One, "Berlin" souvenir sugar spoon.

One movie projector Kodascope Eight Model 70, No. 17616.

Two round carved ivory cigarette containers.

One 13-inch statuette of carved ivory—robed woman.

One 8-inch statuette of carved ivory, peasant figure with child on back.

Two pieces elaborately carved ivory. Each about size of billiard ball.

One sail boat with many human faces. The other, snakes or dragon motif.

One elephant about 3 inches high of carved ivory.

Twelve small, one or two inch, figures of carved ivory.

Five small pieces of teak and ebony, evidently bases for ivory figures described above.

One book "The Complete Etchings of Rembrandt", inscribed in German to "My Dear Mother from your daughter Ruth", Oct. 28, 1941.

One etching, alleged to be an original Rembrandt. This is enclosed in book mentioned just above. In the Rembrandt book the alleged original is listed as No. 185 and is entitled "The Angel leaving the family of Todias (or Tobias)."

[F. R. Doc. 45-6838; Filed, Apr. 28, 1945; 10:09 a. m.]

## [Vesting Order 4856]

## KARL ROOS

In re: Estate of Karl Roos, deceased. File D-28-9334; E. T. sec. 12336.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Anna Roos and Fritz Roos, and each of them, in and to the Estate of Karl Roos, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

## Nationals and Last Known Address

Anna Roos, Germany.  
Fritz Roos, Germany.

That such property is in the process of administration by Allegheny Trust Company, as Administrator of the Estate of Karl Roos, acting under the judicial supervision of the Orphans' Court of Allegheny County, Pennsylvania;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,



hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C. on April 20, 1945.

[SEAL] JAMES E. MARKHAM,  
Alien Property Custodian.

[F. R. Doc. 45-6839; Filed, Apr. 28, 1945;  
10:09 a. m.]

[Vesting Order 4857]

FRIEDRICH SCHIMPF

In re: Estate of Friedrich Schimpf, deceased, and trust created under the will of Friedrich Schimpf, deceased; File No. D-66-1802; E. T. sec. 10734.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Marie Hänle, child or children of Marie Hänle; and child or children of deceased child or children of Marie Hänle, whose names are unknown; Lina Hänle, child or children of Lina Hänle; and child or children of deceased child or children of Lina Hänle, whose names are unknown, and each of them, in and to the Estate of Friedrich Schimpf, deceased, and in and to the trust created under the will of Friedrich Schimpf, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

*Nationals and Last Known Address*

Marie Hänle, Germany.

Child or children of Marie Hänle; and child or children of deceased child or children of Marie Hänle, whose names are unknown, Germany.

Lina Hänle, Germany.

Child or children of Lina Hänle; and child or children of deceased child or children of

Lina Hänle, whose names are unknown, Germany.

That such property is in the process of administration by the Passaic National Bank and Trust Company, as Executor and Trustee, acting under the judicial supervision of the Passaic County Orphans' Court, Paterson, New Jersey;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 20, 1945.

[SEAL] JAMES E. MARKHAM,  
Alien Property Custodian.

[F. R. Doc. 45-6840; Filed, Apr. 28, 1945;  
10:09 a. m.]

[Vesting Order 4858]

JENNIE B. VEIT

In re: Trust under the will of Jennie B. Veit, deceased; File No. D-28-2615; E. T. sec. 5107.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Adolf Veit in and to the trust created under the Will of Jennie B. Veit, deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

*National and Last Known Address*

Adolf Veit, Germany.

That such property is in the process of administration by Old Colony Trust Company, as Trustee, acting under the judicial supervision of the Probate Court, County of Suffolk, Commonwealth of Massachusetts;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 20, 1945.

[SEAL] JAMES E. MARKHAM,  
Alien Property Custodian.

[F. R. Doc. 45-6841; Filed, Apr. 28, 1945;  
10:10 a. m.]

[Vesting Order 4878]

PAUL HESS

In re: Estate of Paul Hess, deceased; File D-28-8769; E. T. sec. 10640.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Amelie Hess and Gottfried Straub, and each of them, in and to the Estate of Paul Hess, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,



*Nationals and Last Known Address*

Amelie Hess, Germany.  
Gottfried Straub, Germany.

That such property is in the process of administration by Ben H. Brown, as Administrator of the Estate of Paul Hess, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of Los Angeles;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 26, 1945.

[SEAL] JAMES E. MARKHAM,  
Alien Property Custodian.

[F. R. Doc. 45-6842; Filed, Apr. 28, 1945;  
10:10 a. m.]

[Vesting Order 785, Amdt.]

TERESA FRANZ

In re: Estate of Theresa Franz, deceased; File D-28-1955; E. T. sec 1901.

Vesting Order Number 785, dated January 29, 1943, is hereby amended to read as follows:

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That the property described as follows: All that lot or parcel of land, with the

buildings and improvements thereon, situated, lying and being in the Borough of Brooklyn, County of Kings, City and State of New York, bounded and described as follows, to wit:

Beginning at a point on the northerly side of Tenth Street, distant one hundred and sixty-two (162) feet and five (5) inches, westerly from the northwesterly corner of Sixth Avenue and Tenth Street; running thence westerly along the northerly side of Tenth Street, sixteen (16) feet and eight (8) inches; thence northerly parallel with Sixth Avenue and part of the distance through a party wall, one hundred (100) feet, thence easterly parallel with Tenth Street, sixteen (16) feet and eight (8) inches; and thence southerly again parallel with Sixth Avenue and part of the distance through another party wall, one hundred (100) feet, to the point or place of beginning.

Premises being known as and by the number 435 Tenth Street,

Together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries.

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely, Magdalena Zeller, whose last known address is Germany, and that such property is property within the United States owned or controlled by the said national of a designated enemy country, Germany;

2. That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Magdalena Zeller in and to the estate of Theresa Franz, deceased,

is property payable or deliverable to, or claimed by, the aforesaid Magdalena Zeller, a national of a designated enemy country, Germany.

That the property described in paragraphs 1 and 2 is in the process of administration by Henry Kager, as Administrator, acting under the judicial supervision of the Surrogate's Court, State of New York, in and for the County of Kings;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in paragraphs 1 and 2 above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 24, 1945.

[SEAL] JAMES E. MARKHAM,  
Alien Property Custodian.

[F. R. Doc. 45-6843; Filed, Apr. 28, 1945;  
10:10 a. m.]

## OFFICE OF DEFENSE TRANSPORTATION.

[Supp. Order ODT 2-13]

INDIANA SERVICE CORP.

### SUBSTITUTION OF TROLLEY COACH SERVICE FOR STREET RAILWAY SERVICE

Upon consideration of the application for authority to substitute trolley coach service for certain street railway passenger service filed with the Office of Defense Transportation by the Indiana Service Corporation, as contemplated by General Order ODT 2 (7 F.R. 2952), and good cause appearing therefor, *It is hereby ordered, That:*

1. Indiana Service Corporation is authorized to abandon street railway service and to substitute therefor trolley coach service in Fort Wayne, Indiana, over those sections of its West Third-Pontiac car line, along Pontiac Street and other streets east of the intersection of Pontiac Street with Warsaw Street, also along Superior Street and other streets west and northwest of the intersection of Superior Street with Calhoun Street; and to remove the tracks from any or all of said streets; *Provided, however, That* Indiana Service Corporation, if and to the extent required by law, shall first obtain from the appropriate regulatory body or bodies authority to abandon such railway service and to remove such tracks.

2. Communications concerning this order should refer to Supplementary Order ODT 2-13 and should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective May 2, 1945.

Issued at Washington, D. C., this 30th day of April 1945.

J. M. JOHNSON,  
Director,

Office of Defense Transportation.

[F. R. Doc. 45-6956; Filed, Apr. 30, 1945;  
10:35 a. m.]



## OFFICE OF PRICE ADMINISTRATION.

[MPR 260, Order 809]

C. DE JESUS, A. ARROYO, D. RODRIGUEZ

## AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) C. De Jesus, A. Arroyo, D. Rodriguez, 138 E. 112th St., New York, N. Y. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Corona.....	50	Per M	\$56	Cents 7

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by

§ 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 28, 1945.

Issued this 27th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6785; Filed, Apr. 27, 1945; 11:55 a. m.]

[MPR 260, Order 810]

PEDRO PEREZ CIGAR CO.

## AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Pedro Perez Cigar Company, 3426 15th Street, Tampa, Fla., (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
A. V. C.....	Superiores....	50	Per M \$105	Cents 14

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing dif-

ferentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 28, 1945.

Issued this 27th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6786; Filed, Apr. 27, 1945; 11:55 a. m.]

[MPR 260, Order 811]

REANDO CIGAR FACTORY

## AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Samuel Milach, d/b/a Reando Cigar Factory, 3432 Arlington Avenue, Los Angeles 16, Calif. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Globe.....	4 5/8".....	50	Per M \$48.00	Cents 6
	5 1/8".....	50	60.00	2 for 15
	4 3/4".....	50	90.00	12
Reando.....	5 1/8" Londres.....	50	93.75	2 for 25
	5 1/8" Panetela.....	50	90.00	12
	Queens.....	50	115.00	15
	5 1/2" Corona.....	50	131.00	17

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing dif-



ferentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 28, 1945.

Issued this 27th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6787; Filed, Apr. 27, 1945;  
12:00 m.]

[MPR 260, Order 812]

ADAMS BROTHERS CIGAR FACTORY  
AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260, It is ordered, That:

(a) Adams Brothers Cigar Factory, 3103 20th Street, Tampa 5, Fla. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Favorites-Shapes.	Londres Chica	50	Per M \$56	Cents 7
Specials-Blunts.	.....do.....	50	56	7

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 28, 1945.

Issued this 27th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6788; Filed, Apr. 27, 1945;  
12:00 m.]

[MPR 260, Order 813]

ALLIANCE CIGAR MFG. CO., INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260, It is ordered, That:

(a) Alliance Cigar Manufacturing Company, Inc., 1299 Jerome Avenue, Bronx 52, N. Y., (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
George Yale Dimples.	Cheroot.....	50	Per M \$26.65	Cents 3 for 10

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.



(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260 shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 28, 1945.

Issued this 27th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-8789; Filed, Apr. 27, 1945;  
11:59 a. m.]

[MPR 260, Order 814]

LOUIS LECODET

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260, *It is ordered, That:*

(a) Louis Lecodet, 4431 Lake Park Avenue, Chicago, Ill. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Our Havana Special.	Club House.	50	\$72.00	9
	Brevas.	50	90.00	12
Gandia & Osborne.	Corona.	50	82.50	11

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case

may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 28, 1945.

Issued this 27th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-8790; Filed, Apr. 27, 1945;  
12:00 m.]

[MPR 260, Order 815]

RALPH E. DOWNS

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260, *It is ordered, That:*

(a) Ralph E. Downs, Felton, Pa. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Lord Pickford.	Lord Pickford.	50	\$75	10
El Satisfacto.	El Satisfacto.	50	44	2 for 11
Boss Bird.		50	44	2 for 11

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials al-

lowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260 shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 28, 1945.

Issued this 27th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-8791; Filed, Apr. 27, 1945;  
11:59 a. m.]

[MPR 260, Order 816]

E. G. ORTAGUS

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260, *It is ordered, That:*

(a) E. G. Ortagus, 608 Mathews Street, Tampa, Fla. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
A. P. H.	Straight Shape 5 3/4.	50	Per M \$72	Cents 9



(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 28, 1945.

Issued this 27th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6792; Filed, Apr. 27, 1945;  
11:59 a. m.]

[MPR 260, Order 817]

M. BUSTILLO & CO.

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260, It is ordered, That:

(a) M. Bustillo & Company, P. O. Box 1214, Rear 2511 21st Street, Tampa 1, Fla. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
R. B. Wilson.....	Especial.....	50	Per M \$75	Cents 10

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 28, 1945.

Issued this 27th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6793; Filed, Apr. 27, 1945;  
11:59 a. m.]

[MPR 260, Order 818]

WILLIAM S. STIFFLER

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260, It is ordered, That:

(a) William S. Stiffler, R. D. #2, Red Lion, Penna. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Stiffler's Hand-made.	Straight.....	50	Per M \$40	Cents 5

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which



maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 28, 1945.

Issued this 27th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6794; Filed, Apr. 27, 1945;  
11:58 a. m.]

[MPR 260, Order 819]

JOSEPH MICELI

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260, *It is ordered, That:*

(a) Joseph Miceli, 220 East 102d Street, New York, N. Y. (hereinafter called "manufacturer"), and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Corona.....	4 3/4.....	50	Per M \$82.50	Cents 11

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be re-

duced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 28, 1945.

Issued this 27th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6795; Filed, Apr. 27, 1945;  
11:58 a. m.]

[MPR 260, Order 820]

#### ORSINI CIGAR FACTORY

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260, *It is ordered, That:*

(a) Orsini Cigar Factory, 1612 14th Avenue, Tampa 5, Fla. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Orsini.....	Orsini.....	50	Per M \$134	Cents 2 for 35

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic

cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 28, 1945.

Issued this 27th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6796; Filed, Apr. 27, 1945;  
11:56 a. m.]

[MPR 260, Order 821]

A. JOHNSON CO.

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered, That:*

(a) A. Johnson Co., 553 N. Cicero Avenue, Chicago 24, Ill. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following



domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or front-mark	Packing	Maximum list price	Maximum retail price
Johnsen	Smokers	50	Per M \$64	Cents 8
El Destros	Brevas	50	64	8

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 28, 1945.

Issued this 27th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6797; Filed, Apr. 27, 1945; 11:56 a. m.]

[MPR 260, Order 822]

#### CONSUMERS CIGAR FACTORY

##### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260, It is ordered, That:

(a) Consumers Cigar Factory, 1621 W. Madison Street, Chicago 12, Ill. (hereinafter called "manufacturer"), and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or front-mark	Packing	Maximum list price	Maximum retail price
Consumer	Club House	50	Per M \$64	Cents 8
Lord Lansdale	Brevas	50	64	8
Charles Allen	434	50	64	8
Imperial Ribbon	434	50	64	8

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size of domestic cigars. The notice shall conform to and be given in the manner pre-

scribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) The order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 28, 1945.

Issued this 27th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6798; Filed, Apr. 27, 1945; 11:56 a. m.]

[MPR 260, Order 823]

#### BENJAMIN KANE

##### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260, It is ordered, That:

(a) Benjamin Kane, 22 S. Second Street, Philadelphia, Pa. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or front-mark	Packing	Maximum list price	Maximum retail price
Becketts	Finas	50	Per M \$75.00	Cents 10
Wynwood Hall	Bankers	50	82.50	11
Kane's	Hand Made	50	60.00	2 for 15
	Blunts			
Edmund Halley	Senators	50	93.75	2 for 25
Kane's	Perfectos	50	60.00	2 for 15
Wynwood Hall	Queens	50	93.75	2 for 25

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the



particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed in § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 28, 1945.

Issued this 27th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6799; Filed, Apr. 27, 1945;  
11:56 a. m.]

[MPR 260, Order 824]

R. & M. CIGAR CO.

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered, That:*

(a) R. & M. Cigar Company, 1335 So. Ferris Street, Los Angeles 22, Calif. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Lea.....	Bell.....	50	Per M \$75	Cents 10

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufac-

turer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 28, 1945.

Issued this 27th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6800; Filed, Apr. 27, 1945;  
11:57 a. m.]

[MPR 260, Order 825]

HARRISON N. WILLIAMS

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered, That:*

(a) Harrison N. Williams, 802½ Central Avenue, Hot Springs, Ark. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
National Park.....		50	Per M \$56	Cents 7

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260 shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 28, 1945.

Issued this 27th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6801; Filed, Apr. 27, 1945;  
11:57 a. m.]



[MPR 260, Order 826]

T. W. HOLT &amp; Co.

## AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102a of Maximum Price Regulation No. 260, as amended; *It is ordered, That:*

(a) T. W. Holt & Co., 514 E. Bay St., Jacksonville, Fla., (hereinafter called "importer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand, frontmark and packing of the following imported cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Frontmark	Packing	Maximum list price	Maximum retail price
Columbus.....	Panetelitas..... Royal Palms.....	100 50	Per M \$82.00 115.00	Cents 11 15

(b) The importer and wholesalers shall grant, with respect to their sales of each brand and frontmark of imported cigars for which maximum prices are established by this order, the discounts they customarily granted during March 1942 on their sales of imported cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the importer or a wholesaler during March 1942 on sales of imported cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the importer or a wholesaler during March 1942 on sales of imported cigars of the same price class shall be allowed on corresponding sales of each brand and frontmark of cigars priced by this order and shall not be reduced. If a brand or frontmark of imported cigars for which maximum prices are established by this order is of a price class not sold by the importer or the particular wholesaler during March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) during March 1942 by his most closely competitive seller of the same class on sales of imported cigars of the same price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and frontmark of imported cigars for which maximum prices are established by this order, the importer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and frontmark of imported cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260, as amended.

(d) Unless the context otherwise requires, the provisions of Maximum Price

Regulation No. 260, as amended, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 28, 1945.

Issued this 27th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6802; Filed, Apr. 27, 1945;  
11:53 a. m.]

[MPR 260, Order 827]

PETER PAGAN MENENDEZ

## AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered, That:*

(a) Peter Pagan Menendez, 1913 Lexington Avenue, New York, N. Y. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Corona.....		50	Per M \$48	Cents 6

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of

the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260 shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 28, 1945.

Issued this 27th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6803; Filed, Apr. 27, 1945;  
11:53 a. m.]

[MPR 260, Order 828]

H. R. MONTAGUE

## AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered, That:*

(a) H. R. Montague, 17 Central Avenue, Cortland, N. Y. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Montague's Imperials.	Imperials.	50	Per M \$72	Cents 9

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class shall be allowed



on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260 shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 28, 1945.

Issued this 27th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6804; Filed, Apr. 27, 1945;  
11:54 a. m.]

[MPR 260, Order 787]

LOCONDRO CIGAR CO.

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered, That:*

(a) Locondro Cigar Company, 436 South Queen Street (rear) York, Pa. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Vendola.....	Perfecto.....	50	Per M \$60	Cents 2 for 15

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily

granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 28, 1945.

Issued this 27th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6763; Filed, Apr. 27, 1945;  
11:53 a. m.]

[MPR 260, Order 788]

BRUNO BITTNER

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered, That:*

(a) Bruno Bittner, 862 N. Marshfield Avenue, Chicago 22, Ill. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maxi-

mum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Ray Mar.....	Straight.....	50	Per M \$56	Cents 7
Little Scout.....	Londres.....	50	36	2 for 9
Stately.....	Straights.....	50	36	2 for 9

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class, may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260 shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 28, 1945.

Issued this 27th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6764; Filed, Apr. 27, 1945;  
11:53 a. m.]



[MPR 260, Order 789]

## EMID CIGAR FACTORY

## AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered, That:*

(a) Emid Cigar Factory, 1511 South Lawndale Avenue, Chicago 23, Ill. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Little Havana	Smoker	50	Per M \$44	Cents 2 for 11
Lake View	do.	50	44	2 for 11

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maxi-

mum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 28, 1945.

Issued this 27th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6765; Filed, Apr. 27, 1945; 11:52 a. m.]

[MPR 260, Order 790]

## LLERENA &amp; VALLEJO CIGAR FACTORY

## AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered, That:*

(a) Llerena & Vallejo Cigar Factory, 1304 28th Avenue, Tampa 5, Fla. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
V. L.L.	Breva	50	Per M \$154	Cents 20
	Cadetes	50	64	8
	Londres Segundo	50	64	8
	Londres Corriente	50	146	19

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be).

in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 28, 1945.

Issued this 27th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6766; Filed, Apr. 27, 1945; 11:52 a. m.]

[MPR 260, Order 791]

## PACKER BROTHERS

## AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102a of Maximum Price Regulation No. 260, as amended; *It is ordered, That:*

(a) Packer Brothers, 318 W. 47 St., New York 19, N. Y. (hereinafter called "importer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand, frontmark and packing of the following imported cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Frontmark	Packing	Maximum list price	Maximum retail price
Belinda	Champions	25	Per M \$250	\$3 for \$1

(b) The importer and wholesalers shall grant, with respect to their sales of each brand and frontmark of imported cigars for which maximum prices are established by this order, the discounts they customarily granted during March 1942 on their sales of imported cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the importer or a wholesaler during March 1942 on sales of imported cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the importer or a wholesaler during March 1942



on sales of imported cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and frontmark of cigars priced by this order and shall not be reduced. If a brand or frontmark of imported cigars for which maximum prices are established by this order is of a price class not sold by the importer or the particular wholesaler during March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) during March 1942 by his most closely competitive seller of the same class on sales of imported cigars of the same price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and frontmark of imported cigars for which maximum prices are established by this order, the importer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and frontmark of imported cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260, as amended.

(d) Unless the context otherwise requires, the provisions of Maximum Price Regulation No. 260, as amended, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 28, 1945.

Issued this 27th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6767; Filed, Apr. 27, 1945;  
11:51 a. m.]

[MPR 260, Order 792]

B. ALEXANDER WALL

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102a of Maximum Price Regulation No. 260, as amended; *It is ordered, That,*

(a) B. Alexander Wall, 165 Broadway, New York 6, N. Y., (hereinafter called "importer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand, frontmark and packing of the following imported cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Frontmark	Packing	Maximum list price	Maximum retail price
Josette.....	Conchas.....	50	Per M \$135.00	18
	Petit Cetros.....	50	161.50	20
	Crema.....	25	170.00	22

(b) The importer and wholesalers shall grant, with respect to their sales of each brand and frontmark of imported

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cigars for which maximum prices are established by this order, the discounts they customarily granted during March 1942 on their sales of imported cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the importer or a wholesaler during March 1942 on sales of imported cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the importer or a wholesaler during March 1942 on sales of imported cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and frontmark of cigars priced by this order and shall not be reduced. If a brand or frontmark of imported cigars for which maximum prices are established by this order is of a price class not sold by the importer or the particular wholesaler during March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) during March 1942 by his most closely competitive seller of the same class on sales of imported cigars of the same price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and frontmark of imported cigars for which maximum prices are established by this order, the importer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and frontmark of imported cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260, as amended.

(d) Unless the context otherwise requires, the provisions of Maximum Price Regulation No. 260, as amended, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 28, 1945.

Issued this 27th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6768; Filed, Apr. 27, 1945;  
11:51 a. m.]

[MPR 260, Order 793]

CARLTON KREIDLER

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260, *It is ordered, That:*

(a) Carlton Kreidler, R. F. D. #2, Red Lion, Pa. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars

at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Sunking Gordy's Special.	Sunking.....	50	Per M \$64	Cents 8

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 28, 1945.

Issued this 27th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6769; Filed, Apr. 27, 1945;  
11:51 a. m.]



[MPR 260, Order 794]

## STRAIGHT HAVANA CIGAR CO.

## AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered, That:*

(a) Straight Havana Cigar Co., 106 S. Main Street, Prairie DuChien, Wis. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Dan Patch.....	Dan Patch.....	50	\$40	5
Camilla.....	Camilla.....	50	40	5
Citizen.....	Citizen.....	50	32	4
Arbella.....	Arbella.....	50	24	3

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the

manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 28, 1945.

Issued this 27th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6770; Filed, Apr. 27, 1945;  
11:58 a. m.]

[MPR 260, Order 795]

## RAYMOND A. MITZEL

## AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered, That:*

(a) Raymond A. Mitzel, 673 W. Broadway, Red Lion, Pa. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Mitzel's Queen.....	Queen Size.....	50	Per M \$48	Cents 6

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and

may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 28, 1945.

Issued this 27th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6771; Filed, Apr. 27, 1945;  
11:58 a. m.]

[MPR 260, Order 796]

## AMERTRADE, INC.

## AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102a of Maximum Price Regulation No. 260, as amended; *It is ordered, That:*

(a) Amertrade, Inc., 25 Broad St., New York 4, N. Y. (hereinafter called "importer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand, frontmark and packing of the following imported cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Frontmark	Packing	Maximum list price	Maximum retail price
Cuban.....	Coronas Victoria.....	25	Per M \$212.50	Cents 28
	Coronas Gloria.....	25	195.00	25
	Londres.....	50	145.00	3 for 55
	Conchas.....	50	115.00	15

(b) The importer and wholesalers shall grant, with respect to their sales of each brand and frontmark of imported cigars for which maximum prices are established by this order, the discounts they customarily granted during March 1942 on their sales of imported cigars of the same price class to purchasers of the same class, unless a change



therein results in a lower price. Packing differentials charged by the importer or a wholesaler during March 1942 on sales of imported cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the importer or a wholesaler during March 1942 on sales of imported cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and frontmark of cigars priced by this order and shall not be reduced. If a brand or frontmark of imported cigars for which maximum prices are established by this order is of a price class not sold by the importer or the particular wholesaler during March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) during March 1942 by his most closely competitive seller of the same class on sales of imported cigars of the same price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and frontmark of imported cigars for which maximum prices are established by this order, the importer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and frontmark of imported cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260, as amended.

(d) Unless the context otherwise requires, the provisions of Maximum Price Regulation No. 260, as amended, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 28, 1945.

Issued this 27th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6772; Filed, Apr. 27, 1945;  
11:57 a. m.]

[MPR 260, Order 797]

JAMES BROWN

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered, That:*

(a) James Brown, 3639 S. State Street, Chicago 9, Ill. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Tampa Rosa.....	Perfecto.....	50	\$40	5
El Plato.....	Corona.....	50	40	5
Brown After Supper.	Brevas.....	50	40	5

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 28, 1945.

Issued this 27th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6773; Filed, Apr. 27, 1945;  
11:50 a. m.]

[MPR 260, Order 798]

BURDINE'S INC.

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102a of Maximum Price Regulation No. 260, as amended, *It is ordered, That:*

(a) Burdine's Inc., 22 E. Flagler St., Miami 30, Fla. (hereinafter called "importer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand, frontmark and packing of the following imported cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Frontmark	Packing	Maximum list price	Maximum retail price
La Loma.....	Petit Corona.....	25	\$199	28
	Perfecto.....	25	209	28
	Double Corona.....	25	330	41

(b) The importer and wholesalers shall grant, with respect to their sales of each brand and frontmark of imported cigars for which maximum prices are established by this order, the discounts they customarily granted during March 1942 on their sales of imported cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the importer or a wholesaler during March 1942 on sales of imported cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the importer or a wholesaler during March 1942 on sales of imported cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and frontmark of cigars priced by this order and shall not be reduced. If a brand or frontmark of imported cigars for which maximum prices are established by this order is of a price class not sold by the importer or the particular wholesaler during March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) during March 1942 by his most closely competitive seller of the same class on sales of imported cigars of the same price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and frontmark of imported cigars for which maximum prices are established by this order, the importer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and frontmark of imported cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260, as amended.



(d) Unless the context otherwise requires, the provisions of Maximum Price Regulation No. 260, as amended, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 28, 1945.

Issued this 27th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6774; Filed, Apr. 27, 1945;  
11:50 a. m.]

[MPR 260, Order 799]

JOHN H. BURNS CO.

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102a of Maximum Price Regulation No. 260, as amended, *It is ordered*, That:

(a) John H. Burns Co., 2 Broadway, New York 4, N. Y. (hereinafter called "importer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand, frontmark and packing of the following imported cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Frontmark	Packing	Maximum list price	Maximum retail price
Pita Hermanos...	Conservas.....	50	\$255.00	35
	Conchas Especiales.	50	190.00	25
	Kings Own.....	25	249.75	35
	Melvas.....	50	200.00	28
	Petit Cetro.....	50	199.00	28

(b) The importer and wholesalers shall grant, with respect to their sales of each brand and frontmark of imported cigars for which maximum prices are established by this order, the discounts they customarily granted during March 1942 on their sales of imported cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the importer or a wholesaler during March 1942 on sales of imported cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the importer or a wholesaler during March 1942 on sales of imported cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and frontmark of cigars priced by this order and shall not be reduced. If a brand or frontmark of imported cigars for which maximum prices are established by this order is of a price class not sold by the importer or the particular wholesaler during March 1942, he shall, with respect to his sales thereof,

grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) during March 1942 by his most closely competitive seller of the same class on sales of imported cigars of the same price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and frontmark of imported cigars for which maximum prices are established by this order, the importer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and frontmark of imported cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260, as amended.

(d) Unless the context otherwise requires, the provisions of Maximum Price Regulation No. 260, as amended, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 28, 1945.

Issued this 27th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6775; Filed, Apr. 27, 1945;  
11:50 a. m.]

[MPR 260, Order 800]

#### ROSE MARIE CIGAR FACTORY

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260, *It is ordered*, That:

(a) Rose Marie Cigar Factory, 2206 Armenia Avenue, Tampa 7, Fla. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Rose Marie.....	Fla-Shade.....	50	\$48.00	6
	Rabo.....	50	48.00	11
	Coronitas.....	50	82.50	11
	Cadetes.....	50	108.75	2 for 29
	Pina Grande.....	50	131.00	17
	Brush-Ends.....	50	48.00	6
	Brevas.....	50	169.00	22

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless

a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 28, 1945.

Issued this 27th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6776; Filed, Apr. 27, 1945;  
11:50 a. m.]

[MPR 260, Order 801]

#### PAUL CAMPBELL

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Paul Campbell, Clayton, Ill. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the ap-



propriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Excel.....	2 1/4 x 4 7/8	50	Per M \$48	Cents 6
Silver Leaf.....	2 3/8 x 4 3/4	50	48	6

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 28, 1945.

Issued this 27th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6777; Filed, Apr. 27, 1945;  
11:49 a. m.]

[MPR 260, Order 802]

#### RODRIGUEZ Y PENSADO CIGAR FACTORY

##### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260, It is ordered, That:

(a) Rodriguez y Pensado Cigar Factory, 1904 Spruce Street, Tampa, Fla. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
La Avelina.....	Epiceures.....	50	Per M \$138	Cents 18
	Cadetes.....	50	72	9
	Puro.....	50	40	5
	Conchas.....	50	48	6
	Brevas.....	50	169	22

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the

manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 28, 1945.

Issued this 27th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6778; Filed, Apr. 27, 1945;  
11:52 a. m.]

[MPR 260, Order 803]

#### COMMUNITY CIGAR FACTORY

##### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; It is ordered, That:

(a) Community Cigar Factory, 6346 South Sangamon Street, Chicago 21, Ill. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Community.....	Corona Straight.	50	Per M \$64	Cents 8

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and



may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 28, 1945.

Issued this 27th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6779; Filed, Apr. 27, 1945;  
11:52 a. m.]

[MPR 260, Order 804]

#### SANTA CRUZ & MONSOOR CIGAR CO.

##### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Santa Cruz & Monsoor Cigar Co., 2307 Taliaferro Street, Tampa 3, Fla. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Santa Cruz and Monsoor.	Londres.....	50	Per M \$90	Cents 12
	King.....	50	90	12
	Parejo.....	50	154	20
	Palmas.....	50	154	20

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing

differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 28, 1945.

Issued this 27th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6780; Filed, Apr. 27, 1945;  
11:54 a. m.]

[MPR 260, Order 805]

#### HULSE IMPORT CO.

##### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102a of Maximum Price Regulation No. 260, as amended, *It is ordered*, That:

(a) Hulse Import Co., 699 Second St., San Francisco 7, Calif., (hereinafter called "importer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand, frontmark and packing of the following imported cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Frontmark	Packing	Maximum list price	Maximum retail price
Jose L. Piedra...	Panetelitas Hebra.	100	Per M \$82.50	Cents 11

(b) The importer and wholesalers shall grant, with respect to their sales of each brand and frontmark of imported cigars for which maximum prices are established by this order, the discounts they customarily granted during March 1942 on their sales of imported cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the importer or a wholesaler during March 1942 on sales of imported cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the importer or a wholesaler during March 1942 on sales of imported cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and frontmark of cigars priced by this order and shall not be reduced. If a brand or frontmark of imported cigars for which maximum prices are established by this order is of a price class not sold by the importer or the particular wholesaler during March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) during March 1942 by his most closely competitive seller of the same class on sales of imported cigars of the same price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and frontmark of imported cigars for which maximum prices are established by this order, the importer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and frontmark of imported cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260, as amended.

(d) Unless the context otherwise requires, the provisions of Maximum Price Regulation No. 260, as amended, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 28, 1945.

Issued this 27th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6781; Filed, Apr. 27, 1945;  
11:54 a. m.]



[MPR 260, Order 806]

WILLIAM L. KOCHENOUR

## AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) William L. Kochenour, 140 S. Sheridan Street, York, Pa. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Lily Girl.....	Panatela.....	50	Per M \$56	Cents 7
	Corona.....	50	60	2 for 15
Old Chatsworth.	Perfecto.....	50	75	10

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 28, 1945.

Issued this 27th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6782; Filed, Apr. 27, 1945;  
11:55 a. m.]

[MPR 260, Order 807]

LEWIS OSTERWEIS &amp; SONS

## AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Lewis Osterweis & Sons, 20 Church Street, New Haven, Conn. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Elihu Yale.....	Conchas.....	50	Per M \$72	Cents 9

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case

may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply, to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 28, 1945.

Issued this 27th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6783; Filed, Apr. 27, 1945;  
11:56 a. m.]

[MPR 260, Order 808]

CARL MALCHOW

## AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Carl Malchow, 542 Valencia Street, San Francisco 10, Calif. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
El Supremo.....	El Supremo.....	50	Per M \$82.50	Cents 11

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of



cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 28, 1945.

Issued this 27th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6784; Filed, Apr. 27, 1945;  
11:55 a. m.]

[RMPR 122, Amdt. 20 to Rev. Order 47]

# SOLID FUELS IN WASHINGTON AREA AND ALEXANDRIA, VA.

## ADJUSTMENT OF AUTHORIZED PRICES

### Correction

In Federal Register Document 45-5980, appearing at page 4127 of the issue for Tuesday, April 17, 1945, the tables for paragraphs 1, 2 and 3, respectively, should read as follows:

Kind and size	Per ton		Per ½ ton	
	Gross 2,240 lbs.	Net 2,000 lbs.	Gross 1,120 lbs.	Net 1,000 lbs.
Virginia anthracite:				
Egg, stove, nut.		\$10.57		\$5.74
Pea.		8.96		4.93
Buckwheat #1.		7.38		4.14

Kind and size	Per ton		Per ½ ton	
	Gross 2,240 lbs.	Net 2,000 lbs.	Gross 1,120 lbs.	Net 1,000 lbs.
Glen Rogers briquettes.		\$10.62		\$5.75
Berwind briquettes.		10.42		5.65

  

Kind and size	Consumer prices		Dealer prices	
	Gross 2,240 lbs.	Net 2,000 lbs.	Gross 2,240 lbs.	Net 2,000 lbs.
Virginia anthracite:				
Egg, stove, nut.		\$9.67		\$8.33
Pea.		8.07		6.86
Buckwheat #1.		6.49		5.46

[Gen. Order 62]

## REGIONAL ADMINISTRATOR OF SAN FRANCISCO REGION

### DELEGATION OF AUTHORITY

In view of the importance, to the welfare and defense of the United States, of the Conference of the United Nations taking place in San Francisco, California, beginning April 25, 1945, by virtue of the authority vested in me under directives issued pursuant to the Second War Powers Act, as amended, *It is hereby ordered, That:*

Charles R. Baird, Regional Administrator of the Office of Price Administration for Region VIII, is hereby authorized and directed as follows:

A. On receipt of written certification from the State Department of the United States of the number of meals and persons to be served, to issue institutional user food allotments to the American Women's Volunteer Services in the amounts he finds necessary to enable them to make luncheon meal services for persons accredited to attend the conference.

B. On receipt of written certification from the State Department of the United States of the names of the institutional users or other persons who will be making such food services, and the number of persons to be served, to issue institutional user food allotments to any person, in addition to any other allotments he may have, in the amounts he finds necessary for the service of official banquets for accredited delegates to the conference.

C. On receipt of written certification from the State Department of the United States of the names of the institutional users or other persons who will be making such food services, the number of meals to be served, and the quantities of foods required, to issue to persons serving food at the official residences of accredited delegates to the conference, in addition to any other allotments they may have, the quantities of food which he finds necessary for the service of meals at such residences.

D. On receipt of written certification from the State Department of the United States of the amount of gasoline necessary for each such person, to issue appropriate gasoline ration evidences to

press, radio, and newsreel correspondents duly accredited by the State Department for attendance at the conference, for travel certified by the State Department to be necessary in the collection or dissemination of news and news pictures in connection with the conference.

The Regional Administrator may delegate to any officer or employee of the Office of Price Administration the authority to issue food allotments or gasoline ration evidences in conformity with the terms of this order.

This order shall become effective April 27, 1945.

Issued this 27th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6814; Filed, Apr. 27, 1945;  
4:55 p. m.]

[MPR 120, Correction to Order 1343]

## BITUMINOUS COAL IN DISTRICT 8

### ESTABLISHMENT OF MAXIMUM PRICES

Order No. 1343 under Maximum Price Regulation No. 120 is hereby corrected as follows:

In paragraph 3, Order No. "L-95" is hereby deleted.

This correction to Order No. 1343 shall be effective as of April 16, 1945.

Issued this 28th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6880; Filed, Apr. 28, 1945;  
12:06 p. m.]

[MPR 120, Order 1348]

## DAVIDSON COAL CO.

### ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120, *It is ordered:*

(a) The Peavine No. 5 Mine of the Davidson Coal Company is hereby assigned Mine Index No. 2000, and its prior assignment of Mine Index No. 632 and classification in District No. 14 is declared void.

(b) Coals produced by the Davidson Coal Company from the Hartshorne Seam at their Peavine No. 5 Mine, Mine Index No. 2000, a truck, rail, deep mine, located in Latimer County, Oklahoma, in Production Group No. 8 in District No. 15, may be purchased and sold for the indicated uses and movements at prices in cents per net ton not exceeding the following:

	Size group Nos.							
	1, 2, 3	4	6	8	9	10	14	
All methods of transportation and for all uses, except railroad locomotive fuel.	590	510	460	335	420	225	190	

Railroad locomotive fuel (all sizes), 320.



(c) The maximum prices established herein are f. o. b. the mine or preparation plant for truck or wagon shipments, and f. o. b. the rail or river shipping point for rail or river shipments and for railroad locomotive fuel for all uses.

(d) This Order may be revoked or amended by the Price Administrator at any time.

(e) Order No. 393 under § 1340.207 (a) of Maximum Price Regulation No. 120 is hereby revoked.

(f) Except as is specifically provided in this Order, the provisions of Maximum Price Regulation No. 120 governing the sale of bituminous coal shall remain in effect.

This order shall become effective immediately.

Issued this 28th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6881; Filed, Apr. 28, 1945;  
11:55 a. m.]

[MPR 120, Order 1349]

AMSTERDAM FUEL CO.

#### ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120, It is ordered:

(a) The Amsterdam Fuel Company's Wolf Run Mine Refuse Pile, at Wolf Run Mine, Mine Index No. 158, is hereby assigned Mine Index No. 4126.

(b) 2' x 0 coals reclaimed by Amsterdam Fuel Company from No. 5 or No. 6 Seam at the Wolf Run Mine Refuse Pile located in Jefferson County, Ohio, in Subdistrict No. 3 of District No. 4 may be purchased and sold at per net ton prices not exceeding the following:

2' x 0 Reclaimed Refuse Coal, \$2.05

(c) The prices established herein are f. o. b. the preparation plant for truck or wagon shipments, and f. o. b. the rail or river shipping point for rail or river shipments and for railroad fuel, all uses.

(d) All prayers of the applicant not granted herein are hereby denied.

(e) This order may be revoked or amended at any time.

(f) Except as specifically provided in this order, the provisions of Maximum Price Regulation No. 120 governing the sale of bituminous coal shall remain in effect.

(g) The mine index number assigned herein is permanent, but the maximum prices may be changed by order or amendment.

(h) On all invoices in connection with the sales of coal priced under this order the applicant shall identify all such coal as 2' x 0 Reclaimed Refuse Coal and by use of Mine Index No. 4126.

This order shall become effective April 30, 1945.

Issued this 28th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6882; Filed, Apr. 28, 1945;  
11:55 a. m.]

No. 86—9

[MPR 120, Order 1350]

BARNES CONTRACTING CO., ET AL.

#### ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120, It is ordered:

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton, for the indicated uses and shipments as set forth herein. All are in District No. 3. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.214 and all other provisions of Maximum Price Regulation No. 120.

BARNES CONTRACTING CO., c/o C. L. BARNES, FAIRMONT, W. VA., BARNES MINE, PITTSBURGH SEAM, MINE INDEX NO. 2115, MARION COUNTY, W. VA., RAIL SHIPPING POINT: FAIRMONT, W. VA., STRIP MINE, MAXIMUM TRUCK PRICE GROUP NO. 3

	Size group Nos.				
	1	2	3	4	5
Price classification.....	DE	DE	DE	DF	DF
Rail shipments and railroad fuel.....	285	280	270	250	240
Truck shipment.....	310	310	285	275	265

<sup>1</sup> The maximum price per net ton applicable to coals having a sulphur content of 1.35% or under for all methods of shipments, except truck or wagon and for all uses shall be 2.65 and 2.60 respectively for size group Nos. 4 and 5.

CROMLING & HARROLD, P. O. BOX 96, MONONGAHL, W. VA., BARRY MINE, PITTSBURGH SEAM, MINE INDEX NO. 2127, TAYLOR COUNTY, W. VA., RAIL SHIPPING POINT: FLEMINGTON, W. VA., STRIP MINE, MAXIMUM TRUCK PRICE GROUP NO. 3

	F	F	F	F	F
Price classification.....	F	F	F	F	F
Rail shipments and railroad fuel.....	275	275	260	250	240
Truck shipment.....	310	310	285	275	265

ELDORA COAL CO., BOX 1307, FAIRMONT, W. VA.; EL DORA NO. 2 MINE, PITTSBURGH SEAM, MINE INDEX NO. 2112, MARION COUNTY, W. VA., RAIL SHIPPING POINT: KINGMOUNT, W. VA., STRIP MINE, MAXIMUM TRUCK PRICE GROUP NO. 3

	DE	DE	DE	DF	DF
Price classification.....	DE	DE	DE	DF	DF
Rail and river shipments and railroad fuel.....	285	280	270	250	240
Truck shipment.....	310	310	285	275	265

<sup>1</sup> The maximum price per net ton applicable to coals having a sulphur content of 1.35% or under for all methods of shipments except truck or wagon and for all uses shall be 2.65 and 2.60 respectively for size group 4 and 5.

FLOYD & MARKS COAL CO., SAND FORD, W. VA., F & M MINE, PITTSBURGH SEAM, MINE INDEX NO. 2125, GILMER COUNTY, W. VA., RAIL SHIPPING POINT: GILMER, W. VA., DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 3

	Size group Nos.				
	1	2	3	4	5
Price classification.....	F	F	F	F	F
Rail shipments and railroad fuel.....	275	275	260	250	240
Truck shipment.....	310	310	285	275	265

GUM COAL CO., c/o RAY GUM, R. F. D. NO. 1, MORGANTOWN, W. VA., GUM MINE, SEWICKLEY SEAM, MINE INDEX NO. 2128, MONONGALIA COUNTY, W. VA., RAIL SHIPPING POINT: MAIDSVILLE, W. VA., DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 4

	J	J	J	J	J
Price classification.....	J	J	J	J	J
Rail shipment and railroad fuel.....	260	260	250	245	230
Truck shipment.....	285	280	255	245	235

MCCARTNEY COAL CO., c/o R. H. MCCLAIN, MONA, W. VA., CHITUM MINE, PITTSBURGH SEAM, MINE INDEX NO. 2129, MONONGALIA COUNTY, W. VA., RAIL SHIPPING POINT: MAIDSVILLE, W. VA., STRIP MINE, MAXIMUM TRUCK PRICE GROUP NO. 3

	F	F	F	F	F
Price classification.....	F	F	F	F	F
Rail and river shipments and railroad fuel.....	275	275	260	250	240
Truck shipment.....	310	310	285	275	265

W. A. RODEHEAVER, BOX 1307, FAIRMONT, W. VA., MORGAN JR. MINE, PITTSBURGH SEAM, MINE INDEX NO. 2088, MARION COUNTY, W. VA., RAIL SHIPPING POINT: HITE, W. VA., STRIP MINE, MAXIMUM TRUCK PRICE GROUP NO. 3

	F	F	F	F	F
Price classification.....	F	F	F	F	F
Rail shipments and railroad fuel.....	275	275	260	250	240
Truck shipment.....	310	310	285	275	265

WINCHESTER COAL CO., 9 SUNSET DRIVE, FAIRMONT, W. VA., WINCHESTER NO. 7 MINE, PITTSBURGH SEAM, MINE INDEX NO. 2126, HARRISON COUNTY, W. VA., RAIL SHIPPING POINT: JOSEPHINE, W. VA., STRIP MINE, MAXIMUM TRUCK PRICE GROUP NO. 3

	F	F	F	F	F
Price classification.....	F	F	F	F	F
Rail shipments and railroad fuel.....	275	275	260	250	240
Truck shipment.....	310	310	285	275	265

This order shall become effective April 30, 1945.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 28th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6883; Filed, Apr. 28, 1945;  
11:58 a. m.]

[MPR 120, Order 1351]

BELCHER POTTER & FLEMING COAL CO.,  
ET AL.

#### ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120, It is ordered:

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton, for the indicated uses and shipments as set forth herein. All are in District No.



STOTT COAL CO., BOX 129, WILLIAMSBURG, KY., PAUL MINE, BLUE GEM SEAM, MINE INDEX NO. 7329, WILEY COUNTY, KY., SUBDISTRICT 6, RAIL SHIPPING POINT: DAL, KY., F. O. G. 111, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 1

	Size group Nos.										
	1	2	3	4	5	6	7	8	9	10	15, 16, 17, 18, 19, 20-21
Price classification	A	A	A	A	A	A	A	A	A	A	K
Rail shipment and railroad fuel	440	450	450	450	450	450	450	450	450	450	256
Truck shipment	440	420	350	350	350	350	350	350	350	350	256

PETER WHITE COAL CO., LAW & COMMERCE BLDG., BLUEFIELD, W. VA., PETER WHITE MINE, POND CREEK SEAM, MINE INDEX NO. 222, McDOWELL COUNTY, W. VA., SUBDISTRICT 8, RAIL SHIPPING POINT: ALNWICK, W. VA., F. O. G. 130, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 1

	Size group Nos.										
	1	2	3	4	5	6	7	8	9	10	15-16-17, 18, 19, 20-21, 22, 23
Price classification	(C)	(C)	(C)	(C)	(C)	(C)	(C)	(C)	(C)	(C)	F
Rail shipment and railroad fuel	(C)	(C)	(C)	(C)	(C)	(C)	(C)	(C)	(C)	(C)	(C)
Truck shipment	(C)	(C)	(C)	(C)	(C)	(C)	(C)	(C)	(C)	(C)	245

Previously established.

This order shall become effective April 30, 1945.

(56 Stat. 23, 765, 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 1871; E.O. 9328, 8 F.R. 4681)

Issued this 28th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Dec. 45-6884; Filed, Apr. 28, 1945; 12:03 p. m.]

[MPR 120, Order 1352]

ALEX ABYTA, ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120: It is ordered:

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton, for the indicated uses and shipments as set forth herein. All are in District No. Price Regulation No. 120.

ALEX ABYTA, TRINIDAD, COLO., FRISCO No. 2 MINE, UNNAMED SEAM, MINE INDEX NO. 1007, LAS ANIMAS COUNTY, COLO., SUBDISTRICT 8 FOR TRUCK SHIPMENT, DEEP MINE

	Size group Nos.						
	1 to 4 incl.	5, 6, 7	8, 9, 10	11, 12	13, 14, 15	16	17, 18
Truck shipment.....	485	445	410	390	310	245	420

8. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and State. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.219 and all other provisions of Maximum Price Regulation No. 120.

BRIGHER POTTER & FLEMING COAL CO., CARE OF CLAUDE BELCHER, DORTON, KY., BELCHER, POTTER & FLEMING MINE, ELKHORN SEAM, MINE INDEX NO. 7361, LETCHER COUNTY, KY., SUBDISTRICT 1, RAIL SHIPPING POINT: FLEMING, KY., F. O. G. 62, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 2.

	Size group Nos.										
	1	2	3	4	5	6	7	8	9	10	15, 16, 17, 18, 19, 20-21
Price classification	H	H	H	H	H	F	F	E	C	C	D
Rail shipment and railroad fuel	380	375	360	355	355	340	330	315	315	370	300
Truck shipment	380	360	335	335	320	295	290	255	255	305	300

BENTLEY & BENTLEY COAL CO., CARE OF ARTHUR BENTLEY, LACEY, KY., No. 6 MINE, ELKHORN No. 1 SEAM, MINE INDEX NO. 7346, FLOYD COUNTY, KY., SUBDISTRICT 1, RAIL SHIPPING POINT: LACEY, KY., F. O. G. 61, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 3.

Price classification	H	H	H	H	H	H	G	E	C	F	C	H	H	H	H
Rail shipment and railroad fuel	380	375	360	350	345	335	315	315	315	370	300	295	285	280	280
Truck shipment	405	385	350	350	320	300	290	255	255	300	295	285	285	280	280

COLLINS & LEWIS COAL CO., CARE OF LOGAN MUSIC, SECO, KY., COLLINS & LEWIS MINE, ELKHORN SEAM, MINE INDEX NO. 7359, LETCHER COUNTY, KY., SUBDISTRICT 1, RAIL SHIPPING POINT: FLEMING, KY., F. O. G. 62, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5

Price classification	H	H	H	H	H	F	F	E	C	C	A	D	D	D	D
Rail shipment and railroad fuel	380	375	360	350	345	335	320	315	315	315	370	305	300	300	300
Truck shipment	380	360	335	335	320	295	290	255	255	255	300	295	285	285	280

LOUIS COOK, JR., WHITESBURG, KY., COOK MINE, ELKHORN SEAM, MINE INDEX NO. 7353, LETCHER COUNTY, KY., SUBDISTRICT 3, RAIL SHIPPING POINT: WHITESBURG, KY., F. O. G. 100, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5

Price classification	K	K	K	K	K	K	K	J	G	E	G	D	J	J	J
Rail shipment and railroad fuel	365	360	350	345	345	335	320	315	310	310	345	300	295	285	280
Truck shipment	380	360	335	335	320	295	290	255	255	255	300	295	285	285	280

HENDERSON HITE, BARDSTOWN, KY., HITE MINE, LILLY SEAM, MINE INDEX NO. 7355, LAUREL COUNTY, KY., SUBDISTRICT 6, RAIL SHIPPING POINT: LILLY, KY., F. O. G. 111, STEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5

Price classification	M	M	M	M	M	K	K	J	G	E	G	D	K	K	K
Rail shipment and railroad fuel	365	365	360	360	360	340	330	325	325	325	360	315	300	295	295
Truck shipment	380	360	335	335	320	295	290	255	255	255	300	295	285	285	280

HOLLEY COAL CO., CARE OF A. J. HOLLEY, OTTOWA, W. VA., OTTOWA MINE, ALMA SEAM, MINE INDEX NO. 7328, BOONE COUNTY, W. VA., SUBDISTRICT 4, RAIL SHIPPING POINT: OTTOWA, W. VA., F. O. G. 123, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5

Price classification	Q	Q	Q	Q	Q	Q	Q	L	K	H	F	H	D	J	J
Rail shipment	320	325	320	320	320	320	320	320	305	305	340	340	300	295	285
Railroad fuel	320	325	320	320	320	320	320	320	310	310	340	340	300	295	285
Truck shipment	380	360	335	335	320	295	290	255	255	255	300	295	285	285	280



F. F. DUNBAR, DURANGO, COLO., MONARCH MINE, UNNAMED SEAM, MINE INDEX No. 1009, LA PLATA COUNTY, COLO., SUBDISTRICT 20 FOR ALL METHODS OF SHIPMENT, DEEP MINE RAIL SHIPPING POINT; HESPERUS, COLO.

[MPR 120, Order 1354]

GREGORY COLEMAN & GAY, ET AL.

# ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; It is ordered:

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton, for the indicated uses and shipments as set forth herein. All are in District No. 3. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.214 and all other provisions of Maximum Price Regulation No. 120.

GREGORY COLEMAN & GAY, BOX 950 CLARKSBURG, W. VA., GREGORY RESTONE MINE, RESTONE SEAM, MINE INDEX No. 2122, BARBOUR & UPCHUR COUNTY, W. VA., RAIL SHIPPING POINT: CENTURY, W. VA., STRIP MINE, MAXIMUM TRUCK PRICE GROUP No. 3

	Size group Nos.				
	1	2	3	4	5
Price classification.....	F	F	F	F	F
Rail shipment and railroad fuel.....	275	275	250	250	240
Truck shipment.....	310	310	285	275	265

GREGORY COLEMAN & GAY, BOX 950, CLARKSBURG, W. VA., GREGORY PITTSBURGH MINE, PITTSBURGH SEAM, MINE INDEX No. 2130, BARBOUR & UPCHUR COUNTY, W. VA., RAIL SHIPPING POINT: CENTURY, W. VA., STRIP MINE, MAXIMUM TRUCK PRICE GROUP No. 3

	Size group Nos.				
	1	2	3	4	5
Price classification.....	F	F	F	F	F
Rail shipment and railroad fuel.....	275	275	260	250	240
Truck shipment.....	310	310	285	275	265

J. P. HARPER COAL CO., GILMER, W. VA., JON TEE No. 3 MINE, PITTSBURGH SEAM, MINE INDEX No. 2121, GILMER COUNTY, W. VA., RAIL SHIPPING POINT: GILMER, W. VA., DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 3

	Size group Nos.				
	1	2	3	4	5
Price classification.....	F	F	F	F	F
Rail shipment and railroad fuel.....	275	275	260	250	240
Truck shipment.....	310	310	285	275	265

	Size group Nos.																		
	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19
Rail shipment.....	515	505	485	485	460	425	410	---	435	350	---	---	285	275	265	230	300	300	325
Truck shipment.....	425	425	425	425	395	395	395	395	395	395	320	320	240	240	240	210	370	370	---

STRAINER COAL CO., 1312 S. 4TH ST., CANON CITY, COLO., STRAINER COAL CO. MINE, BROOK CANON SEAM, MINE INDEX No. 1008, FREMONT COUNTY, COLO., SUBDISTRICT 3 FOR ALL METHODS OF SHIPMENT, DEEP MINE RAIL SHIPPING POINT; UNDESIGNATED

	Size group Nos.																		
	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19
Rail shipment.....	455	475	475	475	450	455	450	---	400	360	335	325	265	---	255	225	375	375	340
Truck shipment.....	505	505	505	505	470	470	470	420	420	420	355	355	265	265	265	215	410	410	---

NOTE: The last four columns of prices listed for Mine Index Nos. 1008 and 1009 for rail shipments are the maximum prices for the sizes specified when shipped for railroad locomotive fuel use; all other prices listed for rail shipments are for all uses, including all railroad fuel uses.

This order shall become effective April 30, 1945.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 28th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6885; Filed, April 28, 1945; 12:03 p. m.]

[MPR 120, Order 1353]

HAWKEYE COAL CO., ET AL.

# ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; It is ordered:

Producers identified herein operate named mines assigned the mine index

numbers, the price classifications and the maximum prices in cents per net ton, for the indicated uses and shipments as set forth herein. All are in District No. 12. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad locomotive fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.223 and all other provisions of Maximum Price Regulation No. 120.

HAWKEYE COAL CO., 1219 SOUTHERN SURETY BLDG., DES MOINES, IOWA, No. 2 MINE, LOWER CHEROKEE SEAM, MINE INDEX No. 1006, DAVIS COUNTY, IOWA, RAIL SHIPPING POINT: CARBON, IOWA, STRIP MINE, CARBON MINE ORIGIN GROUP FOR RAIL SHIPMENT, MAX. PRICE GROUP No. 11 FOR TRUCK SHIPMENT

	Size group Nos.									
	1	2	3	4	5	6	7	7A	8	9
Truck shipment.....	420	410	400	390	370	390	390	410	285	345

Railroad locomotive fuel—all sizes 355.

NEW BLACK DIAMOND COAL CO., 804 BENTON AVE., E. ALBIA, IOWA, No. 3 MINE, LOWER CHEROKEE SEAM, MINE INDEX No. 1007, WAPELLO COUNTY, IOWA, RAIL SHIPPING POINT: KIRKVILLE, IOWA, STRIP MINE, KIRKVILLE MINE ORIGIN GROUP FOR RAIL SHIPMENT, MAX. PRICE GROUP No. 10 FOR TRUCK SHIPMENT

	Size group Nos.									
	1	2	3	4	5	6	7	7A	8	9
Truck shipment.....	420	410	400	390	370	390	390	410	285	345

Railroad locomotive fuel—all sizes 355.

S. AND R. COAL CO., — FRANK D. SHULTZ, PARTNER, CARLISLE, IOWA, S. AND R. COAL CO. MINE, INDIAN VALLEY SEAM, MINE INDEX No. 1005, WARREN COUNTY, IOWA, MAX. PRICE GROUP No. 21 FOR TRUCK SHIPMENT, DEEP MINE

	Size group Nos.									
	1	2	3	4	5	6	7	7A	8	9
Truck shipment.....	465	455	445	435	400	420	420	455	280	340

This order shall become effective April 30, 1945.

Issued this 28th day of April 1945.

CHESTER BOWLES,  
Administrator.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

[F. R. Doc. 45-6886; Filed, Apr. 28, 1945; 12:03 p. m.]



MAYLE COAL CO., c/o HOWARD E. MAYLE, ROUTE 2, MORGANTOWN, W. VA., MAYLE MINE, PITTSBURGH SEAM, MINE INDEX NO. 2123, MONONGALIA COUNTY, W. VA., RAIL SHIPPING POINT: MORGANTOWN, W. VA., DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 3

	Size group Nos.				
	1	2	3	4	5
Price classification.....	F	F	F	F	F
Rail shipment and railroad fuel.....	275	275	260	250	240
Truck shipment.....	310	310	285	275	265

C. G. POOLE, JR., LUMBERPORT, W. VA., HAYWOOD MINE, PITTSBURGH SEAM, MINE INDEX NO. 2119, HARRISON COUNTY, W. VA., RAIL SHIPPING POINT: HAYWOOD, W. VA., STRIP MINE, MAXIMUM TRUCK PRICE GROUP NO. 3

	F	F	F	F	F
Price classification.....	F	F	F	F	F
Rail shipment and railroad fuel.....	275	275	260	250	240
Truck shipment.....	310	310	285	275	265

SEWELL RAILROAD CO., 10 CEDAR ST., NEW YORK 6, N. Y., GAULEY EAGLE MINE, EAGLE SEAM, MINE INDEX NO. 2120, NICHOLAS COUNTY, W. VA., RAIL SHIPPING POINT: MUDDLETY, W. VA., STRIP MINE, MAXIMUM TRUCK PRICE GROUP NO. 1

	A	A	A	A	A
Price classification.....	A	A	A	A	A
Rail shipment and railroad fuel.....	385	345	325	310	310
Truck shipment.....	355	350	325	315	295

WESTON BRICK COAL CO., BOX 347, WESTON, W. VA., NO. 1 MINE, REDSTONE SEAM, MINE INDEX NO. 2118, LEWIS COUNTY, W. VA., RAIL SHIPPING POINT: WESTON, W. VA., DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 3

	F	F	H	F	F
Price classification.....	F	F	H	F	F
Rail shipment and railroad fuel.....	275	275	250	250	240
Truck shipment.....	310	310	285	275	265

WHITE & FREDERICK COAL CO., UNION TRUST BLDG., UNIONTOWN, PA., NO. 2 MINE, PITTSBURGH SEAM, MINE INDEX NO. 2124, HARRISON COUNTY, W. VA., RAIL SHIPPING POINT: RIDER, W. VA., STRIP MINE, MAXIMUM TRUCK PRICE GROUP NO. 3

	F	F	F	F	F
Price classification.....	F	F	F	F	F
Rail shipment and railroad fuel.....	275	275	260	250	240
Truck shipment.....	310	310	285	275	265

This order shall become effective April 30, 1945.

(56 Stat. 23, 765, 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 28th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6887; Filed, Apr. 28, 1945; 12:02 p. m.]

[MPR 120, Order 1355]

D. D. MULLETT, ET AL.

# ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120, it is ordered:

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton, for the indicated uses and shipments as set forth herein. All are in District No. 2.

The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state.

The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provision of § 1340.213 and all other provisions of Maximum Price Regulation No. 120.

D. D. MULLETT, 3424 LIBERTY AVE., PITTSBURGH, PA., R. H. J. MINE, PITTSBURGH SEAM, MINE INDEX NO. 4310, FAYETTE COUNTY, PA., SUB. DIST. 3, RAIL SHIPPING POINT: RICHILL SDG., PA., STRIP MINE, R. R. FUEL PRICE GROUP 6, MAXIMUM TRUCK PRICE GROUP NO. 7

	Size Group Nos.										
	1	2	3	4	5	6	7	8	9	10	11
Price classification.....	E	E	D	D	E	D	E	E	E		
Rail shipment.....	310	310	300	300	280	290	250	250	235		
Railroad fuel.....	310	310	300	300	290	290	250	250	245		
Truck shipment.....	415	415	415	385	375	375	375	310	290	290	265

D. D. MULLETT, 3424 LIBERTY AVE., PITTSBURGH, PA., MULLETT #4 MINE, PITTSBURGH SEAM, MINE INDEX NO. 4297, FAYETTE COUNTY, PA., SUB. DIST. 3, RAIL SHIPPING POINT: UNIONTOWN, PA., STRIP MINE, R. R. FUEL PRICE GROUP 6, MAXIMUM TRUCK PRICE GROUP NO. 7

	E	E	C	C	C	B	B	B	B		
Price classification.....	E	E	C	C	C	B	B	B	B		
Rail shipment.....	310	310	310	310	310	300	275	275	230		
Railroad fuel.....	310	310	310	310	310	300	275	275	260	245	
Truck shipment.....	415	415	415	385	375	375	310	290	290	265	

OBER & CONNER, c/o DR. BERT F. OBER, LATROBE, PA., OBER MINE, PITTSBURGH SEAM, MINE INDEX NO. 4292, WESTMORELAND COUNTY, PA., SUBDISTRICT 5, RAIL SHIPPING POINT: LATROBE, PA., DEEP AND STRIP MINE, R. R. FUEL PRICE GROUP 13, MAXIMUM TRUCK PRICE GROUP NO. 8

FOR DEEP MINED COAL										
	E	E	E	E	E	C	B	B	B	
Price classification.....	E	E	E	E	E	C	B	B	B	
Rail shipment.....	335	335	305	305	305	325	300	300	285	
Railroad fuel.....	335	335	315	315	315	325	300	300	285	270
Truck shipment.....	415	415	415	395	365	365	365	305	285	255

FOR STRIP MINED COAL										
	E	E	E	E	E	O	B	B	B	
Price classification.....	E	E	E	E	E	O	B	B	B	
Rail shipment.....	310	310	280	280	280	300	275	275	260	
Railroad fuel.....	310	310	290	290	290	300	275	275	260	245
Truck shipment.....	415	415	415	395	365	365	365	305	285	255

MRS. M. PRINCIPINI, BOX #766, POINT MARION, PA., MAPLE #4 MINE, PITTSBURGH SEAM, MINE INDEX NO. 4311, GREENE COUNTY, PA., SUBDISTRICT 3, RAIL SHIPPING POINT: POLAND, PA., STRIP MINE, R. R. FUEL PRICE GROUP 7, MAXIMUM TRUCK PRICE GROUP NO. 11

	F	F	E	E	E	D	H	H	H	
Price classification.....	F	F	E	E	E	D	H	H	H	
Rail and river shipments.....	285	285	280	280	280	290	235	235	225	
Railroad fuel.....	285	285	280	280	280	290	240	240	240	240
Truck shipment.....	380	380	380	360	340	340	340	280	260	230

RATHGEB AND GOER, 939 JEFFERSON ST., MCKEESPORT, PA., RANKIN MINE, PITTSBURGH SEAM, MINE INDEX NO. 4286, ALLEGHENY COUNTY, PA., SUB. DIST. 9, RAIL SHIPPING POINT: BOSTON, PA., STRIP MINE, R. R. FUEL PRICE GROUP 1, MAXIMUM TRUCK PRICE GROUP NO. 5

	D	D	C	C	C	C	D	D	D	
Price classification.....	D	D	C	C	C	C	D	D	D	
Rail and river shipments.....	310	310	310	310	310	300	270	270	245	
Railroad fuel.....	310	310	310	310	310	300	270	270	245	245
Truck shipment.....	425	425	425	390	360	360	360	325	285	270

ROSEDALE COAL CO., MORGANTOWN, W. VA., ROSEDALE NO. 4 MINE, SEWICKLEY SEAM, MINE INDEX NO. 4262, GREENE COUNTY, PA., SUB. DIST. 3, RAIL SHIPPING POINT: WET VAN VOORHIS, W. VA., DEEP MINE, R. R. FUEL PRICE GROUP 8, MAXIMUM TRUCK PRICE GROUP NO. 11

	J	J	H	H	H	H	H	H	H	
Price classification.....	J	J	H	H	H	H	H	H	H	
Rail shipment.....	310	310	295	295	295	285	260	260	250	
Railroad fuel.....	310	310	295	295	295	285	260	260	255	255
Truck shipment.....	380	380	380	360	340	340	340	280	260	230

S. S. SNYDER, BOX 215, INDIAN HEAD, PA., SUN HILL MINE, UPPER FREEPORT SEAM, MINE INDEX NO. 4247, FAYETTE COUNTY, PA., SUB. DIST. 3, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 7

	J	J	H	H	H	H	H	H	H	
Truck Shipment.....	415	415	415	385	375	375	375	310	290	265



TRIPLE CITIES CONSTRUCTION Co., 283 BEN LOMAND ST., UNIONTOWN, PA., TRIPLE CITY MINE, SEWETLEY SEAM, MINE INDEX No. 478, FAYETTE COUNTY, PA., SUBDIST. 3, RAIL SHIPPING POINT: POINT MARION, PA., STRIP MINE, R. R. FUEL PRICE GROUP 8, MAXIMUM TRUCK PRICE GROUP No. 7

	Size group Nos.										
	1	2	3	4	5	6	7	8	9	10	11
Price classification.....	J	J	H	H	H	H	H	H	H	H	H
Rail shipment.....	285	270	270	270	270	260	235	235	225	220	220
Railroad locomotive fuel.....	285	270	270	270	270	260	235	235	225	220	220
Truck shipment.....	415	415	415	385	375	375	375	310	290	290	265

This order shall become effective April 30, 1945.

(56 Stat. 23, 765, 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 28th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6888; Filed, Apr. 28, 1945; 11:57 a. m.]

[MPR 120, Order 1356]

ELBA COAL CO., INC., ET AL.

#### ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; It is ordered:

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton, for the indicated uses and shipments as set forth herein. All are in District No. 1. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad locomotive fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the

T. E. FLEMING, GRAMMAN, PA., FLEMING MINE, E SEAM, MINE INDEX No. 553, CLEARFIELD COUNTY, PA., SUBDISTRICT 7, DEEP MINE

	Size group Nos.				
	1	2	3	4	5
Truck shipment.....	360	335	335	325	315

LARD GASTON, R. D. No. 2 ROCHESTER MILLS, PA., GASTON No. 1 MINE, E SEAM, MINE INDEX No. 555, INDIANA COUNTY, PA., SUBDISTRICT 12, RAIL SHIPPING POINT: HOOVERHURST, PA., DEEP MINE

	Price classification.....				
	G	G	G	G	G
Rail shipment.....	330	330	315	305	305
Railroad locomotive fuel.....	330	330	305	295	295
Truck shipment.....	355	330	330	320	310

LARD GASTON, R. D. No. 2 ROCHESTER MILLS, PA., GASTON No. 2 MINE, E SEAM, MINE INDEX No. 555, INDIANA COUNTY, PA., SUBDISTRICT 12, RAIL SHIPPING POINT: HOOVERHURST, PA., DEEP MINE

	Price classification.....				
	G	G	G	G	G
Rail shipment.....	330	330	315	305	305
Railroad locomotive fuel.....	330	330	305	295	295
Truck shipment.....	355	330	330	320	310

KICK & FRIEDMAN, BELLEVILLE, PA., LEHIGH No. 28 MINE, B SEAM, MINE INDEX No. 552, CENTRE COUNTY, PA., SUBDISTRICT 9, RAIL SHIPPING POINT: SNOW SHO, PA., STRIP MINE

	Price classification.....				
	G	G	G	G	G
Rail shipment.....	330	330	315	305	305
Railroad locomotive fuel.....	330	330	305	295	295
Truck shipment.....	355	330	330	320	310

This order shall become effective April 30, 1945.

(56 Stat. 23, 765, 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 28th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6889; Filed, Apr. 28, 1945; 11:57 a. m.]

F & M COAL CO., c/o R. E. CHARLTON, NEW LEXINGTON, OHIO, F & M No. 5 MINE, No. 5 SEAM, MINE INDEX No. 4103, PERRY COUNTY, OHIO, SUBDIST. 6, STRIP MINE, PRICE CLASSIFICATION: RAIL SHIPPING POINT, MCCUNEVILLE, OHIO

	Size group Nos.											
	1	2	3 and 3A	4	5	6	7	8	9	10	11	12
Rail shipment and railroad fuel.....	325	325	295	295	295	285	245	245	250	210	210	250
Truck shipment.....	390	360	360	320	320	265	230	230	265	265	265	265

F & M COAL CO., c/o R. E. CHARLTON, NEW LEXINGTON, OHIO, F & M No. 6 MINE, No. 6 SEAM, MINE INDEX No. 4104, PERRY COUNTY, OHIO, SUBDIST. 6, STRIP MINE, PRICE CLASSIFICATION: RAIL SHIPPING POINT, MCCUNEVILLE, OHIO

	Size group Nos.											
	1	2	3 and 3A	4	5	6	7	8	9	10	11	12
Rail shipment and railroad fuel.....	325	325	295	295	295	285	245	245	250	210	210	250
Truck shipment.....	390	360	360	320	320	265	230	230	265	265	265	265



NOAH D. YODER, R. F. D. No. 1, DOVER, OHIO, YODER COAL CO. MINE, No. 6 SEAM, MINE INDEX No. 4131, TUSCARAWAS COUNTY, OHIO, SUBDIST. 4 FOR RAIL SHIPMENT 4A FOR TRUCK SHIPMENT, STRIP MINE, PRICE CLASSIFICATION, RAIL SHIPPING POINT: STRASBURG, OHIO

	Size group Nos.											
	1	2	3 and 3A	4	5	6	7	8	9	10	11	12
Rail shipment and railroad fuel.....	325	325	310	310	310	290	250	240	280	235	-----	290
Truck shipment.....	350	350	350	320	320	280	255	245	280	-----	-----	280

C. O. MILLIGAN & SON COAL CO., 105 STATE ST., CROOKSVILLE, OHIO, MILLIGAN MINE, No. 6 SEAM, MINE INDEX No. 4135, MUSKINGUM COUNTY, OHIO, SUBDIST. 6, DEEP MINE, PRICE CLASSIFICATION, RAIL SHIPPING POINT: IRONSPOT (ROSEVILLE) OHIO

	1	2	3	4	5	6	7	8	9	10	11	12
Rail shipment and railroad fuel.....	325	325	295	295	295	285	245	245	250	-----	-----	250
Truck shipment.....	360	360	360	320	320	265	230	230	265	-----	-----	265

CENTRAL STATES CONSTRUCTION CO., BOX 149, LOGAN, OHIO, ORLAND No. 2 MINE, No. 4A SEAM, MINE INDEX No. 4136, HOCKING COUNTY, OHIO, SUBDIST. 5, STRIP MINE

	1	2	3	4	5	6	7	8	9	10	11	12
Rail shipment and railroad fuel.....	365	365	325	325	325	305	280	270	305	245	-----	305
Truck shipment.....	390	390	390	350	350	290	250	240	290	-----	-----	290

This order shall become effective April 30, 1945.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 28th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6890; Filed, Apr. 28, 1945; 11:56 a. m.]

[MPR 120, Order 1358]

BRADFORD COAL CO., ET AL.

#### ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; It is ordered:

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton, for the indicated uses and shipments as set forth herein. All are in District No. 1. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad locomotive fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.212 and all other provisions of Maximum Price Regulation No. 120.

BRADFORD COAL CO., c/o RAY S. WALTER, BIGLER, PA., MEYERS No. 1 MINE, O SEAM, MINE INDEX No. 5361, CLEARFIELD COUNTY, PA., SUBDISTRICT 9, RAIL SHIPPING POINT: KARTHAUS, PA., STRIP MINE

	Size group Nos.				
	1	2	3	4	5
Price classification.....	D	D	D	D	D
Rail shipment.....	360	340	335	325	325
Railroad locomotive fuel.....	320	320	305	295	295
Truck shipment.....	370	345	345	335	325

COUNTY COAL CO., 205 N. HIGHLAND AVE., PITTSBURGH, PA., COUNTY No. 4 MINE, O SEAM, MINE INDEX No. 5374, SOMERSET COUNTY, PA., SUBDISTRICT 37, RAIL SHIPPING POINT: NORTH SOMERSET, PA., STRIP MINE

	E	E	E	E	E
Price classification.....	355	335	335	315	315
Rail shipment.....	320	320	305	295	295
Railroad locomotive fuel.....	365	340	340	330	320
Truck shipment.....	365	340	340	330	320

MILLER & SCARANTINE, ANITA, PA., MILLER & SCARANTINE MINE, D SEAM, MINE INDEX No. 5350, JEFFERSON COUNTY, PA., SUBDISTRICT 6, RAIL SHIPPING POINT: ANITA, PA., DEEP MINE

	E	E	E	E	E
Price classification.....	355	335	335	315	315
Rail shipment.....	320	320	305	295	295
Railroad locomotive fuel.....	365	340	340	330	320
Truck shipment.....	365	340	340	330	320

RALPH W. NEAL, R. D. ROSSITER, PA., WINSLOW MINE, E SEAM, MINE INDEX No. 5359, JEFFERSON COUNTY, PA., SUBDISTRICT 6, RAIL SHIPPING POINT: ROSSITER, PA. & HILLMAN, PA., DEEP MINE

	F	F	F	F	F
Price classification.....	335	335	335	305	305
Rail shipment.....	320	320	305	295	295
Railroad locomotive fuel.....	360	335	335	325	315
Truck shipment.....	360	335	335	325	315

J. H. PELTON, MONROETOWN, PA., J. H. PELTON MINE, B SEAM, MINE INDEX No. 5306, BRADFORD COUNTY, PA., SUBDISTRICT 3, DEEP MINE

	442	417	417	407	397
Price classification.....	-----	-----	-----	-----	-----
Truck shipment.....	442	417	417	407	397

PENN RIDGE COAL CO., CARE OF CLAIR B. KINTER, MARION CENTER, PA., MARION CENTER No. 1 MINE, D SEAM, MINE INDEX No. 5379, INDIANA COUNTY, PA., SUBDISTRICT 15, RAIL SHIPPING POINT: CLYMER, PA., STRIP MINE

	F	F	F	F	F
Price classification.....	335	335	335	305	305
Rail shipment.....	320	320	305	295	295
Railroad locomotive fuel.....	360	335	335	325	315
Truck shipment.....	360	335	335	325	315

SAM G. POLINO & CO., ELKINS, W. VA., PENDLETON STRIP MINE, BAKERSTOWN SEAM, MINE INDEX No. 5314, TUCKER COUNTY, W. VA., SUBDISTRICT 45, RAIL SHIPPING POINT: THOMAS, W. VA., STRIP MINE

	Size group Nos.				
	1	2	3	4	5
Price classification.....	D	D	D	D	D
Rail shipment.....	360	340	335	325	325
Railroad locomotive fuel.....	320	320	305	295	295
Truck shipment.....	370	345	345	335	325

ROBINSON & ALEXANDER, CARE OF WADE ROBINSON, SNOW SHOE, PA., ROBINSON & ALEXANDER MINE, B SEAM, MINE INDEX No. 5351, CENTRE COUNTY, PA., SUBDISTRICT 9, DEEP MINE

	355	330	330	320	310
Truck shipment.....	355	330	330	320	310

ST. CLAIR COAL CO., c/o ROBERT J. BECKER, 301 BRICE ST., JOHNSTOWN, PA., B. & T. T. No. 1 MINE, B SEAM, MINE INDEX No. 5375, WESTMORELAND COUNTY, PA., SUB-DIST. 28, RAIL SHIPPING POINT: SEWARD, PA., STRIP MINE

	G	G	G	G	G
Price classification.....	330	330	315	305	305
Rail shipment.....	320	320	305	295	295
Railroad locomotive fuel.....	355	330	330	320	310
Truck shipment.....	355	330	330	320	310

SHOWMAN & OAKS, R. D. #1, FRIEDENS, PA., GROVE MINE, B SEAM, MINE INDEX No. 2514, SOMERSET COUNTY, PA., SUB-DIST. 37, RAIL SHIPPING POINT: KANTNER, PA., DEEP MINE

	F	F	F	F	F
Price classification.....	335	335	335	305	305
Rail shipment.....	320	320	305	295	295
Railroad locomotive fuel.....	360	335	335	325	315
Truck shipment.....	360	335	335	325	315

<sup>1</sup> Previously established.

This order shall become effective April 30, 1945.

(56 Stat. 23, 765, 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 28th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6891; Filed, Apr. 28, 1945; 11:56 a. m.]

[MPR 120, Order 1359]

LAWRENCE H. ALBERT, ET AL.

#### ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; It is ordered:

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton, for the indicated uses and shipments as set forth herein. All are in District No. 1. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of



each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad locomotive fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.212 and all other Provisions of Maximum Price Regulation No. 120.

LAWRENCE H. ALBERT, WILCOX, PA., ALBERT MINE, ALTON SEAM, MINE INDEX No. 5369, ELK COUNTY, PA., SUB. DIST. 2, RAIL SHIPPING POINT: WILCOX, PA., STRIP MINE

	Size group Nos.				
	1	2	3	4	5
Price classification.....	F	F	F	F	F
Rail shipment.....	335	335	335	305	305
Railroad locomotive.....	320	320	305	295	295
Truck shipment.....	360	335	335	325	315

CHESTER A. BEAM, KYLERTOWN, PA., SUSAN No. 2 MINE, B SEAM, MINE INDEX No. 5372, CLEARFIELD COUNTY, PA., SUB. DIST. 8, RAIL SHIPPING POINT: WINBURNE & MUNSON, PA., STRIP MINE

	E	E	E	E	E
Price classification.....	355	335	335	315	315
Rail shipment.....	320	320	305	295	295
Railroad locomotive fuel.....	365	340	340	330	320
Truck shipment.....	365	340	340	330	320

CATFISH HOLLOW COAL CO., c/o JAMES AQUILINA, 6TH AVE., CLARION, PA., CATFISH HOLLOW MINE, B SEAM, MINE INDEX No. 5357, CLARION COUNTY, PA., SUB. DIST. 4, RAIL SHIPPING POINT: SARAH FURNACE, PA., DEEP MINE

	G	G	G	H	H
Price classification.....	330	330	315	285	285
Rail shipment.....	320	320	305	295	295
Railroad locomotive fuel.....	355	330	330	315	305
Truck shipment.....	355	330	330	315	305

CHERRY RUN COAL MINING CO., c/o H. J. O'BRIEN, SHOW SHOE, PA., CHERRY RUN No. 6 MINE, A SEAM, MINE INDEX No. 5352, CLEARFIELD COUNTY, PA., SUB. DIST. 9, RAIL SHIPPING POINT: KARLHAUS, PA., DEEP MINE

	D	D	D	D	D
Price classification.....	390	340	335	325	325
Rail shipment.....	320	320	305	295	295
Railroad locomotive fuel.....	370	345	345	335	325
Truck shipment.....	370	345	345	335	325

CLYDE, FORCHE & SMITH, c/o PERCY CLYDE, P. O. BOX 440 DU BOIS, PA., ROCKTON MINE, B SEAM, MINE INDEX No. 5367, CLEARFIELD COUNTY, PA., SUB. DIST. 7, RAIL SHIPPING POINT: ROCKTON, PA., STRIP MINE

	F	F	F	F	F
Price classification.....	335	335	335	305	305
Rail shipment.....	320	320	305	295	295
Railroad locomotive fuel.....	360	335	335	325	315
Truck shipment.....	360	335	335	325	315

S. A. COPENHAVER, R. D. No. 1 SUMMERVILLE, PA., COPENHAVER No. 4 MINE, D SEAM, MINE INDEX No. 5388, JEFFERSON COUNTY, PA., SUB. DIST. 5, RAIL SHIPPING POINT: MCGAREY, PA., DEEP MINE

	E	E	E	E	E
Price classification.....	355	335	335	315	315
Rail shipment.....	320	320	305	295	295
Railroad locomotive fuel.....	365	340	340	330	320
Truck shipment.....	365	340	340	330	320

A. J. DILLON, HASTINGS, PA., A. J. DILLON MINE, D SEAM, MINE INDEX No. 5373, CAMBRIA COUNTY, PA., SUB. DIST. 17, RAIL SHIPPING POINT: ST. BENEDICT, PA., DEEP MINE

	E	E	E	E	E
Price classification.....	355	335	335	315	315
Rail shipment.....	320	320	305	295	295
Railroad locomotive fuel.....	365	340	340	330	320
Truck shipment.....	365	340	340	330	320

DUNLO COAL CO., 1300 GRAHAM AVE., WINDBER, PA., FLACK No. 4 MINE, E SEAM, MINE INDEX No. 5370, SOMERSET COUNTY, PA., SUB. DIST. 37, RAIL SHIPPING POINT: FLACK No. 4 (STOYSTOWN, PA.), STRIP MINE

	Size Group Nos.				
	1	2	3	4	4
Price classification.....	E	E	E	E	E
Rail shipment.....	355	335	335	315	315
Railroad locomotive.....	320	320	305	295	295
Truck shipment.....	365	340	340	330	320

This order shall become effective April 30, 1945.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong., E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 28th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6892; Filed, Apr. 28, 1945; 12:02 p. m.]

[MPR 120, Order 1360]

ACORN COAL CO., INC.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with

ACORN COAL CO., INC., ACORN, KY., No. 3 MINE, No. 3 SEAM, MINE INDEX No. 7336, PULASKI COUNTY, KY., SUBDISTRICT 6, RAIL SHIPPING POINT: SOMERSET, KY., F. O. G. 171, STRIP MINE, MAXIMUM TRUCK PRICE GROUP No. 5

	Size group Nos.														
	1	2	3	4	5	6	7	8	9	10	15-16-17	18	19	20-21	
Price classification.....	M	M	M	M	K	K	J	G	E	G	D	K	K	K	
Rail shipments and railroad fuel.....	365	365	360	360	360	350	330	325	325	360	315	300	295	295	
Truck shipment.....	380	360	335	335	320	295	260	255							

A. W. DENHAM, 814 MAIN ST., WILLIAMSBURG, KY., DENHAM MINE, RIVER GEM SEAM, MINE INDEX No. 7349, WHITLEY COUNTY, KY., SUBDISTRICT 6, RAIL SHIPPING POINT: WILLIAMSBURG, KY., F. O. G. 111, STRIP MINE, MAXIMUM TRUCK PRICE GROUP No. 5

	K	K	K	K	H	H	G	E	C	E	D	M	M	M
Price classification.....	380	375	365	365	360	350	330	330	330	385	315	280	275	270
Rail shipments and railroad fuel.....	380	360	335	335	320	295	260	255						
Truck shipment.....	380	360	335	335	320	295	260	255						

DOSS & ELLISON COAL CO., JEFFREY, W. VA., No. 3 MINE, ALMA SEAM, MINE INDEX No. 7337, BOONE COUNTY, W. VA., SUBDISTRICT 4, RAIL SHIPPING POINT: MADISON, W. VA., F. O. G. 123, DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 5

	Q	Q	Q	Q	L	L	K	H	F	H	E	J	J	J
Price classification.....	330	325	320	320	320	320	310	305	305	340	300	295	285	280
Rail shipment.....	330	325	320	320	320	320	310	310	310	340	300	295	285	280
Truck shipment.....	380	360	335	335	320	295	260	255						

GARRISON COAL CO., CARE OF THEO. GARRISON, MANCHESTER, KY., GARRISON No. 2 MINE, HORSE CREEK SEAM, MINE INDEX No. 7350, CLAY COUNTY, KY., SUBDISTRICT 6, RAIL SHIPPING POINT: WEBER, KY., F. O. G. 111, DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 5

	M	M	M	M	K	K	J	G	E	G	D	K	K	K
Price classification.....	365	365	360	360	360	350	330	325	325	360	315	300	295	295
Rail shipments and railroad fuel.....	380	360	335	335	320	295	260	255						
Truck shipment.....	380	360	335	335	320	295	260	255						

LESTER SMOKELESS COAL CO., PINEVILLE W. VA., LESTER SMOKELESS COAL CO. MINE, DOUGLAS SEAM, MINE INDEX No. 7354, WYOMING COUNTY, W. VA., SUBDISTRICT 5, RAIL SHIPPING POINT: JUSTICE, W. VA., F. O. G. 230, DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 4

	H	H	H	H	D	D	C	A	A	A	A	F	F	F
Price classification.....	380	375	360	360	370	345	325	335	325	405	305	295	290	290
Rail shipments and railroad fuel.....	390	370	340	350	320	305	260	255						
Truck shipment.....	390	370	340	350	320	305	260	255						

BECKHALL L. LLOYD, CUMBERLAND, KY., LLOYD MINE, HARLAN SEAM, MINE INDEX No. 12841, HARLAN COUNTY, KY., SUBDISTRICT 2, RAIL SHIPPING POINT: CUMBERLAND, KY., F. O. G. 80, DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 5

	O	O	O	O	L	L	K	F	D	D	D	H	H	H
Price classification.....	345	340	325	325	320	320	310	315	315	370	300	295	385	380
Rail shipments and railroad fuel.....	380	360	335	335	320	320	310	315	315	370	300	295	385	380
Truck shipment.....	380	360	335	335	320	320	310	315	315	370	300	295	385	380

1 Previously established.



NAPIER & CHARLES, FOUR MILE, KY., NAPIER & CHARLES MINE, STRAIGHT CREEK SEAM, MINE INDEX No. 7340, BELL COUNTY, KY., SUBDISTRICT 6, RAIL SHIPPING POINT: CARY, KY., F. O. G. 111, DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 3

	Size group Nos.													
	1	2	3	4	5	6	7	8	9	10	15-16-17	18	19	20-21
Price classification.....	F	F	F	F	E	E	D	C	C	A	C	H	H	H
Rail shipments and railroad fuel.....	400	395	385	385	385	355	340	335	330	420	315	310	300	295
Truck shipment.....	405	385	350	350	320	300	260	255						

LACKEY ELKHORN COAL CO., LACKEY, KY., No. 4 MINE, ELKHORN No. 1 SEAM, MINE INDEX No. 7371, FLOYD COUNTY, KY., SUBDISTRICT 1, RAIL SHIPPING POINT: LACKEY, KY., F. O. G. 61, DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 3

	H	H	H	H	H	H	G	E	C	E	C	H	H	H
Price classification.....														
Rail shipments and railroad fuel.....	380	375	360	360	345	335	315	315	315	370	300	295	285	280
Truck shipment.....	405	385	350	350	320	300	260	255						

This order shall become effective April 30, 1945.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 28th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6893; Filed, Apr. 28, 1945; 12:01 p. m.]

[MPR 188, Order 91 Under Order A-2]

CAPITOL PRODUCTS COMPANY, INC.

#### ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to paragraph (a) (16) of Order No. A-2 under § 1499.159b of Maximum Price Regulation No. 188, and section 6.4 of Second Revised Supplementary Regulation No. 14, it is ordered:

(a) This order establishes maximum prices for sales and deliveries of the double burner electric hot plate manufactured by the Capitol Products Company, Inc., Winsted, Connecticut.

(1) For all sales and deliveries to the following classes of purchasers by the manufacturer, the maximum adjusted prices are those set forth below:

Article	Adjusted maximum prices to—	
	Wholesalers or jobbers	Retailers
Double burner electric hot plate.....	Each \$2.48	Each \$2.86

These maximum prices are for the double burner electric hot plate described in the manufacturer's application dated December 2, 1944. They include the Federal Excise Tax and are subject to the manufacturer's customary discounts, allowances, and other price differentials in effect during March 1942 on sales to each class of purchaser.

(2) For sales and deliveries to the following classes of purchasers by the classes of sellers named below, the maximum prices are those set forth below:

Article	Maximum prices for sales by—		
	Wholesalers or jobbers to retailers		Retailers to consumers
	In lots of 6 or more	In lots of less than 6	
Double burner electric hot plate.....	Each \$2.86	Each \$3.00	Each \$4.23

These maximum prices include the Federal Excise Tax.

(3) These maximum prices apply to all sales and deliveries made after the effective date of this order. The prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

OPA Retail Ceiling Price—\$4.23  
Do Not Remove

(c) At the time of or prior to the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 30th day of April 1945.

Issued this 28th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6877; Filed, Apr. 28, 1945; 11:58 a. m.]

[MPR 188, Order 27, Under Order 1052]

ST. JOHNS TABLE CO.

#### ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the division of the Federal Register, and pursuant to paragraph (g) of Order No. 1052, under § 1499.159b of Maximum Price Regulation No. 188, it is ordered:

(a) *Manufacturer's maximum prices.* St. Johns Table Company, Cadillac, Michigan, may add an additional adjustment charge to its maximum prices for sales and deliveries to all classes of purchasers of the articles of wood household furniture which it manufactures, equal to 3.8% of its established maximum prices as adjusted by paragraph (d) of Order No. 1052 under Maximum Price Regulation No. 188.

This additional adjustment charge may be made and collected only if it is separately stated on each invoice. The adjusted maximum prices are subject to the manufacturer's customary terms, discounts, allowances, and other price differentials in effect during March, 1942, on sales to each class of purchasers.

(b) *Maximum prices of purchasers for resale.* A person who buys an article covered by this order and resells it in substantially the same form, may collect from his customer, in addition to his properly established maximum price in effect prior to the issuance of this order, an adjustment charge in the same amount as the additional adjustment charge herein authorized for and which he pays to his supplier. If he did not establish a maximum price for the article before the issuance of this order, he may add the same adjustment charge to the maximum price which he hereafter establishes for his sales under the applicable regulation. If the applicable regulation requires the maximum price to be computed on the basis of cost, the reseller must find his maximum resale price (without the adjustment charge) by using as cost his net invoice cost not including any adjustment charge stated on the invoice as a separate amount.

On all sales other than sales to an ultimate consumer, this additional adjustment charge may be made and collected only if it is separately stated on each invoice. The adjusted prices are subject to each seller's terms, discounts, and allowances on sales of the same or similar articles. The adjustment charge authorized in this paragraph (b) is in addition to any adjustment charge permitted for wholesalers by Order No. 1052 under Maximum Price Regulation No. 188.

(c) *Notification.* At the time of or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the method established by paragraph (b) of this order for determining adjusted maximum prices for resales of the article. This notification may be given in any convenient form.

(d) All requests not specifically granted by this order are hereby denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 30th day of April 1945.

Issued this 28th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6858; Filed, Apr. 28, 1945; 11:56 a. m.]



[MPR 188, Order 28, Under Order 1052]

## BURNS CASE GOODS CORP.

## ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to paragraph (h) of Order No. 1052 under § 1499.159b of Maximum Price Regulation No. 188, it is ordered:

(a) *Manufacturer's maximum prices.* Burns Case Goods Corporation, 61 Water Street, Jamestown, New York, may add the following additional adjustment charges to its maximum prices for sales and deliveries to retailers of the articles listed below which it manufactures, resulting in the following adjusted maximum prices:

## FOR SALES OF THE ARTICLES UNPACKED

Article	Model No.	Maximum price	Adjustment permitted by paragraph (d) of Order No. 1052	Additional adjustment permitted by this order	Total adjusted maximum price
Vanity (with 18 x 26 mirror).....	102	\$20.00	\$1.00	\$1.05	\$22.05
Chest.....	628	17.50	.88	.93	19.31
4/6 bed, with rails.....	15	10.25	.51	.51	11.27
3/3 bed, with rails.....	15	10.25	.51	.51	11.27

## FOR SALES OF THE ARTICLES PACKED

Article	Model No.	Maximum price	Adjustment permitted by paragraph (d) of Order No. 1052	Additional adjustment permitted by this order	Total adjusted maximum price
Vanity (with 18 x 26 mirror).....	102	21.25	1.05	1.05	23.35
Chest.....	628	18.25	.91	.93	20.09
4/6 bed, with rails.....	15	10.75	.54	.51	11.80
3/3 bed, with rails.....	15	10.75	.54	.51	11.80
Bed rails.....	15	2.00	.10	.75	2.15

These adjusted maximum prices are for sales to retailers who purchase less than ten 3-piece suites. The adjusted maximum prices for sales to retailers who buy in greater quantities are those determined by applying the price differentials in effect during March 1942 on sales to that class of purchaser.

The adjustment charges listed above may be made and collected only if each is separately stated on each invoice. The adjusted maximum prices are subject to the manufacturer's customary terms, discounts, and allowances in effect during March 1942 on sales to each class of purchaser.

(b) *Maximum prices of retailers.* A retailer who buys an article covered by this order and resells it in substantially the same form, may collect from his customer, in addition to his properly established maximum price in effect prior to the issuance of this order, an adjustment charge in the same amount as the additional adjustment charge herein authorized for and which he pays to the manufacturer. If he did not establish a maximum price for the article before the issuance of this order, he may add the same adjustment charge to the maximum price which he hereafter establishes for his sales under the applicable regulation. If the applicable regulation requires the maximum resale price to be computed on the basis of cost, the retailer must find his maximum resale price (without the adjustment charge) by using as cost his invoice cost but not

including any adjustment charge which is stated on the invoice as a separate amount.

The adjusted prices are subject to each seller's customary terms, discounts, and allowances on sales of the same or similar articles.

(c) *Notification.* At the time of or prior to the first invoice to a retailer on and after the effective date of this order, showing a price adjusted in accordance with the terms of this order, the manufacturer shall notify the retailer in writing of the method established by paragraph (b) of this order for determining adjusted maximum prices for resales of the articles. This notice may be given in any convenient form.

(d) All requests not specifically granted by this order are hereby denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 30th day of April 1945.

Issued this 28th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6859; Filed, Apr. 28, 1945; 12:05 p. m.]

[MPR 188, Rev. Order 2170]

## STUART WOODCRAFT CORP.

## APPROVAL OF MAXIMUM PRICES

Order No. 2170 under § 1499.158 of Maximum Price Regulation No. 188 is revised and amended to read as follows:

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of MPR 188; it is ordered:

(a) This revised order establishes maximum prices for sales and deliveries of bed trays manufactured by Stuart Woodcraft Corporation, 131-31 Merrick Boulevard, Springfield Gardens, Long Island, New York.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Manufacturer's maximum price to persons, other than retailers, who sell from the manufacturer's stock	Maximum price for sales to retailers by the manufacturer, and by persons, other than retailers, who sell from the manufacturer's stock
Bed tray.....	25 27	Each \$9.85 1.40	Each \$1.00 1.65

These prices are f. o. b. factory, are subject to a cash discount of two percent for payment within ten days, net thirty days, and are for the articles described in the manufacturer's applications dated April 29 and May 2, 1944.

(2) For sales by the manufacturer the maximum prices apply to all sales and deliveries since the effective date of MPR 188. For sales by persons, other than re-

tailers, who sell from the manufacturer's stock, the maximum prices apply to all sales and deliveries after the effective date of this revised order.

(3) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of MPR 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) At the time of, or prior to, the first invoice to each purchaser, other than a retailer, who sells from the manufacturer's stock, the manufacturer shall notify the purchaser of the maximum prices and conditions established by this revised order for sales by the purchaser. This notice may be given in any convenient form.

(c) This revised order may be revoked or amended by the Price Administrator at any time.

This revised order shall become effective on the 30th day of April 1945.

Issued this 28th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6860; Filed, Apr. 28, 1945; 12:05 p. m.]

[MPR 188, Rev. Order 3242]

## BURNETTE CASTINGS CO.

## APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; it is ordered:

(a) This revised order establishes maximum prices for sales and deliveries of certain articles manufactured by Burnette Castings Company of Hartford, Michigan.

(1) For all sales and deliveries to the following classes of purchasers by any person, the maximum prices are those set forth below:

Article	Maximum prices per unit for sales to—			
	Jobbers	Dept. stores	Retailers other than dept. stores	Ultimate users
Square griddle.....	\$1.98	\$2.25	\$2.63	\$3.95
Sauce pan (1½ qt.).....	2.35	2.68	3.13	4.70
Sauce pan (2½ qt.).....	2.85	3.25	3.80	5.70
Sauce pan (3½ qt.).....	3.35	3.82	4.47	6.70
Fry pan with cover (8").....	2.35	2.68	3.13	4.70
Fry pan with cover (11").....	3.63	4.13	4.84	7.25
Round roaster.....	3.95	4.50	5.27	7.90
Oval roaster (15 x 10 x 7).....	7.13	8.12	9.60	14.25
Oval roaster (16¼ x 11½ x 8¾).....	7.35	8.38	9.80	14.70

These maximum prices are for the articles described in the manufacturer's applications dated October 14, 1944 and February 23, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and



deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. They are f. o. b. factory and they are subject to a cash discount of two percent for payment within ten days, net thirty days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this revised order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this revised order. That tag or label shall contain the following statement with the amount properly filled in:

OPA Retail Ceiling Price—\$-----  
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this revised order for sales by the purchaser. This notice may be given in any convenient form.

(d) This revised order may be revoked or amended by the Price Administrator at any time.

(e) This revised order shall become effective on the 30th day of April 1945.

Issued this 28th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6861; Filed, Apr. 28, 1945;  
12:05 p. m.]

[MPR 188, Order 3712]

PATRICK INDUSTRIES

#### APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by the Patrick Industries, of 5220 Third Avenue, Detroit, Michigan.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

MAXIMUM PRICES FOR SALES OF RAT TRAP,  
MODEL "PATRAP"

By manufacturer to—	Each
Wholesalers (stocking jobber)-----	\$0.30
Drop-shipping jobbers-----	.34
Retailers-----	.40

#### MAXIMUM PRICES FOR SALES OF RAT TRAP, MODEL "PATRAP"—Continued

By sellers other than manufacturer to—	Each
Drop-shipping jobbers-----	\$0.34
Retailers-----	.40
Consumers-----	.60

These maximum prices are for the articles described in the manufacturer's application dated February 20, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory with freight allowed on shipments of 100 pounds or over, and subject to a cash discount of 2% for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

OPA Retail Ceiling Price—\$.60  
Do not remove or obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 30th day of April 1945.

Issued this 28th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6862; Filed, Apr. 28, 1945;  
12:06 p. m.]

[MPR 188, Order 3716]

CAMERON PRODUCTS

#### APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain

articles manufactured by Cameron Products, 5920 31st Place NW., Chevy Chase 15, Md.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model	Maximum prices for sales by manufacturer to—		Maximum prices for sellers other than the manufacturer to—	
		Jobber	Retailer	Retailer	Consumer
Shopping cart-----	A	Each \$2.23	Each \$2.63	Each \$2.63	Each \$3.95

These maximum prices are for the articles described in the manufacturer's application dated March 6, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and are subject to a cash discount of 2% for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

OPA Retail Ceiling Price—\$3.95  
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 30th day of April 1945.

Issued this 28th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6863; Filed, Apr. 28, 1945;  
12:01 p. m.]



[MPR 188, Order 3717]

ANDERSON PRECISION SHOP  
APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by the Anderson Precision Shop, of 6324 Santa Monica Boulevard, Los Angeles, Calif.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum prices for sales by—			
		Manufacturer to—		Sellers other than manufacturer to—	
		Wholesalers (jobbers)	Retailers	Retailers	Consumers
Tire pump.....	No. 1	Each \$0.70	Each \$0.98	Each \$0.98	Each \$1.40

These maximum prices are for the articles described in the manufacturer's application dated January 18, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and subject to a cash discount of 2% for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

OPA Retail Ceiling Price—\$1.40  
Do Not Remove or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 30th day of April 1945.

Issued this 28th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6864; Filed, Apr. 28, 1945; 12:04 p. m.]

[MPR 188, Order 3718]

MAINTENANCE AND MACHINERY CO., INC.  
APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by the Maintenance and Machinery Company, Inc., of 126-40 Northern Boulevard, Corona, New York.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum prices for sales by—			
		Manufacturer to—		Sellers other than manufacturer to—	
		Wholesalers (jobbers)	Retailers	Retailers	Consumers
Grass whip.....	B-125	Dozen \$6	Dozen \$8	Dozen \$8	Each \$1

These maximum prices are for the articles described in the manufacturer's application dated February 20, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory with a freight allowance of 40 cents per 100 pounds on shipments of 200 pounds or more, and subject to a cash discount of 2% for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establish-

ment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

OPA Retail Ceiling Price—\$1.00  
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 30th day of April 1945.

Issued this 28th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6865; Filed, Apr. 28, 1945; 12:04 p. m.]

[MPR 188, Order 3719]

## RAPHAEL R. KOTCH

## APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Raphael R. Kotch, 401 Broadway, New York 13, New York.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

ARTICLE—MODEL B, TWO-BURNER, SINGLE HEAT HOT PLATE

Maximum prices for sales by manufacturer to—		Each
Wholesaler.....		\$2.97
Retailer (in units of 6 or more)....		3.55
Retailer (in less than 6 units).....		3.82
Maximum prices for sales by sellers other than manufacturer to—		
Retailer (in units of 6 or more)....		3.55
Retailer (in less than 6 units).....		3.82
User.....		5.75

These maximum prices are for the articles described in the manufacturer's application dated March 5, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and are subject to a discount of 2% for payment within 10 days, net 30 days. They include the Federal Excise Tax.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the



effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

Model B  
OPA Retail Ceiling Price—\$5.75  
Do Not Detach  
This price includes Federal Excise Tax  
Raphael R. Kotch (or this order number)  
401 Broadway, New York 13, N. Y.

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 30th day of April 1945.

Issued this 28th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6866; Filed, Apr. 28, 1945;  
12:04 p. m.]

[MPR 188, Order 3720]

RAPHAEL R. KOTCH

#### APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Raphael R. Kotch, 401 Broadway, New York 13, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

ARTICLE—MODEL A ONE-BURNER, ONE-HEAT STOVE

Maximum prices for sales by manufacturer to—	Each
Wholesaler .....	\$1.07
Retailer (in units of 6 or more) .....	1.26
Retailer (in less than 6 units) .....	1.36
Maximum prices for sales by sellers other than manufacturer to—	
Retailer (in units of 6 or more) .....	1.26
Retailer (in less than 6 units) .....	1.36
User .....	2.05

These maximum prices are for the articles described in the manufacturer's application dated March 5, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and are subject to a cash discount of 2% for payment within 10 days, net 30 days. They include the Federal Excise Tax.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

Model A  
OPA Retail Ceiling Price—\$2.05  
Do Not Detach  
This Price Includes Federal Excise Tax  
This order number or Raphael R. Kotch, 401  
Broadway, New York 13, N. Y.

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 30th day of April 1945.

Issued this 28th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6867; Filed, Apr. 28, 1945;  
12:04 p. m.]

[MPR 188, Order 3721]

BABY RUMBLE SEAT MANUFACTURING CO.

#### APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of MPR 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles of furniture manufactured by Baby Rumble Seat Manufacturing Company, 740 3rd Avenue, Huntington 1, W. Va.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Manufacturer's maximum price to persons, other than retailers, who sell from their own stock	Manufacturer's maximum price to persons, other than retailers, who sell from the manufacturer's stock	Maximum price for sales to retailers by the manufacturer, and by persons, other than retailers, who sell from the manufacturer's stock
Baby rumble seat...	60	Each \$1.44	Each \$1.53	Each \$1.80

These prices are f. o. b. factory, are subject to a cash discount of two percent for payment within ten days, net thirty days, and are for the article described in the manufacturer's application dated December 26, 1944.

(2) For sales by the manufacturer the maximum prices apply to all sales and deliveries since the effective date of MPR 188. For sales by persons, other than retailers, who sell from the manufacturer's stock, the maximum prices apply to all sales and deliveries after the effective date of this order.

(3) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of MPR 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) At the time of, or prior to, the first invoice to each purchaser, other than a retailer, who sells from the manufacturer's stock, the manufacturer shall notify the purchaser of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(c) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 30th day of April 1945.

Issued this 28th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6868; Filed, Apr. 28, 1945;  
12:00 m.]

[MPR 188, Order 3722]

SPECIALTY WOOD PRODUCTS CO.

#### APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of MPR 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles of furniture manufactured by Specialty Wood Products Company, 712 North Broadway, Oklahoma City 2, Oklahoma.



(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Manufacturer's maximum price to persons, other than retailers, who sell from their own stock	Manufacturer's maximum price to persons, other than retailers, who sell from the manufacturer's stock	Maximum price for sales to retailers by the manufacturer, and by persons, other than retailers, who sell from the manufacturer's stock
High chair.....	114-S-3	Each \$5.00	Each \$5.95	Each \$7.00

These prices are f. o. b. factory, are subject to a cash discount of two percent for payment within ten days, net thirty days, and are for the article described in the manufacturer's application dated December 15, 1944, and amended January 24, 1945.

(2) For sales by the manufacturer the maximum prices apply to all sales and deliveries since the effective date of MPR 188. For sales by persons, other than retailers, who sell from the manufacturer's stock, the maximum prices apply to all sales and deliveries after the effective date of this order.

(3) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of MPR 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) At the time of, or prior to, the first invoice to each purchaser, other than a retailer, who sells from the manufacturer's stock, the manufacturer shall notify the purchaser of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(c) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 30th day of April 1945.

Issued this 28th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6869; Filed, Apr. 28, 1945; 12:00 p. m.]

[MPR 188, Order 3723]

CARTER-ELLIOT MANUFACTURING CO.  
APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of MPR 188; It is ordered:

(a) This order establishes maximum prices for sales and deliveries of certain articles of furniture manufactured by

Carter-Elliott Manufacturing Company, 34 South Second Street, Philadelphia 6, Pennsylvania.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Manufacturer's maximum price to persons, other than retailers, who sell from their own stock	Manufacturer's maximum price to persons, other than retailers, who sell from the manufacturer's stock	Maximum price for sales to retailers by the manufacturer, and by persons, other than retailers, who sell from the manufacturer's stock
Upholstered chest....	1945	Each \$14.09	Each \$14.97	Each \$17.61

These prices are f. o. b. factory, are subject to a cash discount of two percent for payment within ten days, net thirty days, and are for the article described in the manufacturer's application dated January 22, 1945.

(2) For sales by the manufacturer the maximum prices apply to all sales and deliveries since the effective date of MPR 188. For sales by persons, other than retailers, who sell from the manufacturer's stock, the maximum prices apply to all sales and deliveries after the effective date of this order.

(3) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of MPR 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) At the time of, or prior to, the first invoice to each purchaser, other than a retailer, who sells from the manufacturer's stock, the manufacturer shall notify the purchaser of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(c) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 30th day of April 1945.

Issued this 28th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6870; Filed, Apr. 28, 1945; 12:05 p. m.]

[MPR 188, Order 3724]

EAGLE SPECIALTY CO.  
APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of MPR 188; It is ordered:

(a) This order establishes maximum prices for sales and deliveries of certain

articles of furniture manufactured by Eagle Specialty Company, 235 Chestnut Street, Philadelphia 6, Pa.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Manufacturer's maximum price to persons, other than retailers, who sell from the manufacturer's stock	Maximum price for sales to retailers by the manufacturer, and by persons, other than retailers, who sell from the manufacturer's stock
Magazine rack.....	225	Each \$1.79	Each \$2.11

These prices are f. o. b. factory, are subject to a cash discount of two percent for payment within ten days, net thirty days, and are for the article described in the manufacturer's application dated March 27, 1945.

(2) For sales by the manufacturer the maximum prices apply to all sales and deliveries since the effective date of MPR 188. For sales by persons, other than retailers, who sell from the manufacturer's stock, the maximum prices apply to all sales and deliveries after the effective date of this order.

(3) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of MPR 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) At the time of, or prior to, the first invoice to each purchaser, other than a retailer, who sells from the manufacturer's stock, the manufacturer shall notify the purchaser of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(c) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 30th day of April 1945.

Issued this 28th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6871; Filed, Apr. 28, 1945; 12:00 m.]

[MPR 188, Order 3725]

MANDLER'S WOOD PRODUCTS  
APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of MPR 188; It is ordered:

(a) This order establishes maximum prices for sales and deliveries of certain



articles of furniture manufactured by Mandler's Wood Products, 247 Lakeside Drive, N. E., Grand Rapids, Mich.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Manufacturer's maximum price to persons, other than retailers, who sell from their own stock	Manufacturer's maximum price to persons, other than retailers, who sell from the manufacturer's stock	Maximum price for sales to retailers by the manufacturer, and by persons other than retailers, who sell from the manufacturer's stock
Magazine rack.....	12	Each \$1.36	Each \$1.45	Each \$1.70
	18	2.92	3.10	3.65
	24	3.60	3.83	4.50
	30	4.28	4.55	5.35
	36	4.92	5.23	6.15
	48	5.54	5.89	6.93
Corner whatnot....	3	.38	.40	.47

These prices are f. o. b. factory, are subject to a cash discount of two percent for payment within ten days, net thirty days, and are for the articles described in the manufacturer's application dated February 10, 1945.

(2) For sales by the manufacturer the maximum prices apply to all sales and deliveries since the effective date of MPR 188. For sales by persons, other than retailers, who sell from the manufacturer's stock, the maximum prices apply to all sales and deliveries after the effective date of this order.

(3) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C. under the Fourth Pricing Method, § 1499.158, of MPR 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) At the time of, or prior to, the first invoice to each purchaser, other than a retailer, who sells from the manufacturer's stock, the manufacturer shall notify the purchaser of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(c) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 30th day of April 1945.

Issued this 28th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6872; Filed, Apr. 28, 1945; 12:00 m.]

[MPR 188, Order 3726]

CARMILROY NOVELTIES OF CALIFORNIA  
APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed

with the Division of the Federal Register, and pursuant to § 1499.158 of MPR 188; It is ordered:

(a) This order establishes maximum prices for sales and deliveries of certain articles of furniture manufactured by Carmilroy Novelities of California, 4500 Brazil Street, Los Angeles 26, California.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Manufacturer's maximum price to persons, other than retailers, who sell from their own stock	Manufacturer's maximum price to persons, other than retailers, who sell from the manufacturer's stock	Maximum price for sales to retailers by the manufacturer, and by persons other than retailers, who sell from the manufacturer's stock
Holly Park pony bar..	Each \$12.76	Each \$13.57	Each \$15.90

These prices are f. o. b. factory, are subject to a cash discount of two percent for payment within ten days, net thirty days, and are for the articles described in the manufacturer's application dated January 2, 1945.

(2) For sales by the manufacturer the maximum prices apply to all sales and deliveries since the effective date of MPR 188. For sales by persons, other than retailers, who sell from the manufacturer's stock, the maximum prices apply to all sales and deliveries after the effective date of this order.

(3) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of MPR 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) At the time of, or prior to, the first invoice to each purchaser, other than a retailer, who sells from the manufacturer's stock, the manufacturer shall notify the purchaser of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(c) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 30th day of April 1945.

Issued this 28th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6873; Filed, Apr. 28, 1945; 11:59 a. m.]

[MPR 188, Order 3727]

ECONOMASTER PRODUCTS CO.  
APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and

filed with the Division of the Federal Register, and pursuant to § 1499.156 of Maximum Price Regulation No. 188 and section 6.4 of Second Revised Supplementary Regulation No. 14; It is ordered:

(a) This order establishes maximum prices for sales and deliveries of the electric heaters manufactured by the Econo-master Products Company, 117 Ninth Avenue, North, Nashville 3, Tennessee.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Manufacturer's maximum price to persons, other than retailers, who sell from their own stock	Manufacturer's maximum price to persons, other than retailers, who sell from the manufacturer's stock	Maximum price for sales to retailers by the manufacturer, and by persons other than retailers, who sell from the manufacturer's stock
MX-45 special safety switch, semienlosed base, without cord	Each	\$6.75	\$6.80	\$7.10
Dropship jobbers.....	7.05	7.10	7.42	7.48
Retailers purchasing 3 or more.....	7.97	8.03	8.39	8.45
Retailers purchasing less than 3.....	8.59	8.65	9.04	9.10
Maximum prices for sales by sellers other than the manufacturer to—				
Retailers purchasing 3 or more.....	7.97	8.03	8.39	8.45
Retailers purchasing less than 3.....	8.59	8.65	9.04	9.10
Consumers.....	12.88	12.98	13.56	13.65

These maximum prices are for the articles described in the manufacturer's application dated February 23, 1945. They include the Federal Excise Tax.

(2) For sales by the manufacturer, these maximum prices apply to all sales and deliveries after the effective date of this order. The manufacturer's prices are f. o. b. factory and subject to a cash discount of 2% for payment within 10 days, net 30 days. The prices for sales by persons other than the manufacturer are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the retail prices properly filled in:

Model No. ....  
OPA Retail Ceiling Price—\$-----  
Do Not Detach

This Price Includes Federal Excise Tax  
This Order No. or Econo-master Products Co.,  
119 9th Ave. North, Nashville, Tenn.,

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.



(e) This order shall become effective on the 30th day of April 1945.

Issued this 28th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6874; Filed, Apr. 28, 1945;  
11:59 a. m.]

[MPR 188, Order 3728]

THE SCHAIBLE CO.

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation 188, It is ordered:

(a) The maximum net prices, f. o. b. point of manufacture, for sales to any person by The Schaible Company of Cincinnati, Ohio, of the following commodities as described in its application of March 21, 1945, shall be:

	Each
2069-B: Brass deck type swing spout sink faucet (6" center to center) with 8" polished or chrome plated spout, complete with couplings.....	\$3.88
2069-S: Brass deck type swing spout sink faucet (6" center to center) with 8" rust proofed steel spout, complete with couplings.....	3.63
800 or 2094: Brass centerset lavatory faucet (4" center to center) with couplings.....	3.35

(b) The maximum net prices for sales by plumbing and heating jobbers of the following items of plumbing fixture trimmings manufactured by the Schaible Company, of Cincinnati, Ohio, shall be:

(1) On sales to plumbing and heating contractors, installers, commercial and industrial users:

	Each
2069-B: Brass deck type swing spout sink faucet (6" center to center) with 8" polished or chrome plated brass spout complete with couplings.....	\$4.85
2069-S: Brass deck type swing spout sink faucet (6" center to center) with 8" rust proofed steel spout complete with couplings.....	4.80
800 or 2094: Brass centerset lavatory faucet (4" center to center) with couplings.....	4.45

(2) On sales to all other persons:

	Each
2069-B: Brass deck type swing spout sink faucet (6" center to center) with 8" polished or chrome plated brass spout complete with couplings.....	\$5.35
2069-S: Brass deck type swing spout sink faucet (6" center to center) with 8" rustproofed steel spout complete with couplings.....	5.30
800 or 2094: Brass centerset lavatory faucet (4" center to center) with couplings.....	4.90

(c) The maximum net prices for sales by retailers to any person of the following items of plumbing fixture trimmings manufactured by the Schaible Company of Cincinnati, Ohio, shall be:

	Each
2069-B: Brass deck type swing spout sink faucet (6" center to center) with 8" polished or chrome plated brass spout complete with couplings.....	\$5.35

	Each
2069-S: Brass deck type swing spout sink faucet (6" center to center) with 8" rustproofed steel spout complete with couplings.....	\$5.80
800 or 2094: Brass centerset lavatory faucet (4" center to center) with couplings.....	4.95

(d) The maximum prices established by this order shall be subject to discounts, allowances including transportation allowances, and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(e) The maximum prices for sales on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(f) Each seller except a retailer shall notify in writing each of its purchasers at or before the time of the first invoice, issued after the effective date of this order, of the maximum prices established by this order for each seller on sales to such purchasers, and the maximum prices established for such purchaser's resale.

(g) The Schaible Company shall tag each of the commodities covered by this order and shall print in a conspicuous place thereon the maximum retail price established by this order, and shall identify such price as the maximum retail price.

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 30, 1945.

Issued this 28th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6875; Filed, Apr. 28, 1945;  
12:06 p. m.]

[MPR 188, Order 3729]

HARDER REFRIGERATOR CORP.

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to § 1499.158 of Maximum Price Regulation No. 188; It is ordered:

(a) The maximum net prices, f. o. b. Cobleskill, New York, for sales by the Harder Refrigerator Corporation of the following farm and home freezers shall be:

Model	Size	On sale to distributors	On sales to dealers	On sales to consumers
H-12	12 cu. ft. (complete with compressor, valve, and control).	\$191	\$229.20	\$382
H-12	12 cu. ft. (less compressor, valve and control).	126	151.20	252
T-21	15 cu. ft. (complete with compressor, valve and control).	280	275.00	460
T-21	15 cu. ft. (less compressor, valve and control).	161	193.20	322

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser as a charge to cover the cost of crating, when crating is actually supplied. \$6.00.

(c) The maximum net prices for sales by distributors of the following farm and home freezers manufactured by the Harder Refrigerator Corporation, shall be:

Model	Size	On sales to dealers	On sales to consumers
H-12	12 cu. ft. (complete with compressor, valve, and control).	\$229.20	\$382
H-12	12 cu. ft. (less compressor, valve and control).	151.20	252
T-21	15 cu. ft. (complete with compressor, valve and control).	275.00	460
T-21	15 cu. ft. (less compressor, valve and control).	193.20	322

(d) The maximum net prices for sales by dealers to consumers of the following farm and home freezers manufactured by the Harder Refrigerator Corporation, shall be:

Model	Size	On sales to consumers
H-12	12 cu. ft. (complete with compressor, valve, and control).	\$382
H-12	12 cu. ft. (less compressor, valve and control).	252
T-21	15 cu. ft. (complete with compressor, valve and control).	460
T-21	15 cu. ft. (less compressor, valve and control).	322

(e) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(f) A distributor or dealer may add the following charges to the maximum prices established in (c) and (d) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the following: \$6.00.

(g) Each seller of a commodity covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, including allowable transportation and crating charges.

(h) The Harder Refrigerator Corporation shall stencil on the inside of the lid or cover of each farm and home freezer covered by this order, the maximum net prices to consumers established by this order. The stencil shall contain substantially the following:

OPA Maximum Retail Price \$-----

Plus freight and crating as provided in Order No. 3729 under Maximum Price Regulation No. 188.



(i) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 30, 1945.

Issued this 28th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6876; Filed, Apr. 28, 1945;  
12:02 p. m.]

[MPR 260, Amdt. 1 to Order 326]

ROYAL CIGAR CO.

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this amendment and pursuant to section 1358.102 (b) of Maximum Price Regulation 260; It is ordered, That:

The maximum prices for the "El Kraco Perfecto" and the "Nefta Corona" set forth in paragraph (a) of Order No. 326 under Maximum Price Regulation 260 are amended to read as follows:

Brand	Size or front-mark	Pack- ing	Maxi- mum list price	Maxi- mum retail price
El Kraco	Perfecto	50	Per M \$48	Cents 8
Nefta	Corona	50	48	6

This amendment shall become effective April 30, 1945.

Issued this 28th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6878; Filed, Apr. 28, 1945;  
12:01 p. m.]

[MPR 260, Amdt. 1 to Order 735]

JOHN T. TARBERT

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this amendment and pursuant to section 1358.102 (b) of Maximum Price Regulation 260; It is ordered, That:

The maximum list price for the "Armour Clad" set forth in paragraph (a) of Order 735 under Maximum Price Regulation 260 is amended to read as follows:

Brand	Size or front-mark	Pack- ing	Maxi- mum list price	Maxi- mum retail price
Armour Clad		50	Per M \$64	Cents 8

This amendment shall become effective April 30, 1945.

Issued this 28th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-6879; Filed, Apr. 28, 1945;  
12:06 p. m.]

[RMFR 122, Amdt. 21 to Rev. Order 47]

#### SOLID FUELS IN WASHINGTON AREA AND ALEXANDRIA, VA.

##### ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and in accordance with § 1340.260 of Revised Maximum Price Regulation No. 122, It is ordered, That Revised Order No. 47 be amended in the following respects:

1. A new paragraph (f12) is added to read as follows:

(f12) The prices set forth in paragraphs (c) (1), (d) and (f) for the respective areas and for "direct delivery" and "yard sales" may be increased for sales of William Penn Colliery anthracite by no more than 45 cents per net ton in the egg, stove, nut, pea, buckwheat and rice sizes; if:

(1) The dealer keeps William Penn Colliery anthracite separate in storage and delivery, from any other kind of solid fuel; and

(2) The dealer keeps complete and accurate records of William Penn Colliery anthracite for such time as this paragraph (f12) is in effect. The records shall show: The date he received the coal; the name and address of the producer; the quantity in net tons of each delivery to him of such anthracite and all invoices sent him by the producer, and

(3) The anthracite is produced by William Penn Colliery Company, Pittston, Pennsylvania.

This Amendment No. 21 to Revised Order No. 47 shall become effective April 28, 1945.

Issued this 28th day of April 1945.

JAMES G. ROGERS, Jr.,  
Acting Administrator.

[F. R. Doc. 45-6931; Filed, Apr. 28, 1945;  
4:33 p. m.]

[Max. Import Price Reg., Order 85]

#### IMPORTED BLONDE COTTON NET

##### ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 21 of the Maximum Import Price Regulation, It is ordered:

(a) *What this order does.* This order establishes maximum prices at which importers and wholesalers may sell, and maximum prices at which industrial users, wholesalers and retailers may purchase from such sellers, imported wash blonde cotton net.

(b) *Maximum prices.* Notwithstanding the provisions of the Maximum Import Price Regulation, on and after May 1, 1945, regardless of any contract, agreement or other obligation, no importer or wholesaler may sell or deliver and no person may buy or receive from such seller, imported wash blonde cotton net at prices higher than the following:

Wash blonde cotton net (white)	Maximum prices (per linear yard—f. o. b. U. S. shipping point)		
	To Wholesalers and industrial users		To retailers 72" wide
	72" wide	216" wide	
Hole count:			
30	\$0.90	\$2.69	\$0.98
31	.94	2.81	1.03
32	.98	2.93	1.08
33	1.02	3.05	1.12
34	1.05	3.14	1.15
35	1.08	3.23	1.18
36	1.13	3.38	1.24
37	1.17	3.50	1.28
38	1.21	3.62	1.33
39	1.27	3.80	1.39
40	1.34	4.01	1.46
41	1.38	4.13	1.51
42	1.43	4.28	1.57
43	1.49	4.46	1.63
44	1.54	4.61	1.69
45	1.61	4.82	1.76
46	1.70		1.87
47	1.78		1.95
48	1.86		2.04
49	1.95		2.13
50	2.03		2.22

On sales of imported cotton net in colors, any seller may add 4¢ per linear yard for 72" width and 10¢ per linear yard for 216" width to the above maximum prices. For water-dressed cotton net all sellers shall subtract from the above maximum price 4¢ per linear yard for 215" width. All maximum prices are subject to terms of 8%, 10 days, E. O. M.

(c) *Notification of maximum prices.* Any importer who sells or delivers imported wash blonde cotton net shall include on his invoice to wholesalers the following statement:

The invoiced imported wash blonde cotton net is sold to you at prices established by Order No. 85 under the Maximum Import Price Regulation. Your own maximum resale prices are established by the same order.

(d) *Brokers or agents commissions.* The maximum prices established by this order include and may not be increased by any commission paid to any broker or to any buying or selling agent.

(e) *Less than maximum prices.* Lower prices than those established by this order may be charged, demanded, paid or offered.

(f) *Application of Maximum Import Price Regulation.* Unless the context otherwise requires, the provisions of the Maximum Import Price Regulation, as amended, shall apply to sales for which maximum prices are established by this order.

(g) *Revocation and amendment.* This order may be revoked or amended at any time.

This order shall become effective May 1, 1945.

Issued this 30th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-7006; Filed, Apr. 30, 1945;  
11:51 a. m.]

[RMFR 161, Order 53]

#### WEST COAST LOGS

##### APPROVED GRADERS AND SCALERS

For the reasons set forth in the accompanying opinion and under the au-



thority vested in the Administrator by § 1381.158 of Revised Maximum Price Regulation 161, *It is hereby ordered:*

(a) The following employees of grading and scaling bureaus, who have been individually found to be competent graders and scalers, are approved for the grading and scaling of West Coast logs:

(1) Puget Sound Log Scaling and Grading Bureau, Seattle, Washington, employing the following:

(2) Gray's Harbor Log Scaling and Grading Bureau, Aberdeen, Washington, employing the following:

(3) Columbia River Log Scaling and Grading Bureau, Portland, Oregon, employing the following:

(b) The following individual graders and scalers are approved for the grading and scaling of West Coast logs:

Archer, William R., P. O. Box #1127, Bunker Hill Station, Marshfield, Ore.

Arvey, William A., 911 Lowman Bldg., Seattle, Wash.

Calavan, Mac, 122 Cowing Street, Silverton, Ore.

Campbell, Everett, Cascade Log Scaling Bureau, Sweethome, Ore.

Cox, J. E., Mapleton, Ore.

Cox, Leo L., 1445 West Eleventh Street, Eugene, Ore.

Day, Rube, Marshfield, Ore.

Edund, J. V., Morton, Wash.

Eskola, Garfield, 4214 N. Borwick Ave., Portland, Ore.

Evanson, Frank T., Olympic Log Scaling Bureau, Aberdeen, Wash.

Fesum, Howard, Cascade Log Scaling Bureau, Sweethome, Ore.

Foster, Charles L., Route 4, Eugene, Ore.

Fowler, Freeman, 205 W. 5th Street, Tillamook, Ore.

Fransen, Fred W., 3016 N. 19th Street, Tacoma, Wash.

Greene, Raleigh D., Marshfield, Ore.

Handler, J. F., Jr., 237 Pittock Block, Portland, Ore.

Haugen, Howard E., Roseburg, Ore.

Hoover, O. J., Gales Creek, Ore.

Jennings, E. W., East Burcham Street, Kelso, Wash.

Johnson, W. G., Pacific Log Scaling Bureau, 4234 S. W. Macadam Avenue, Portland, Ore.

Kinder, W. J., 237 Pittock Block, Salem, Ore.

Lamb, H. C., 1625 S. E. 39th Avenue, Portland, Ore.

Lawrence, Elmer T., 2301 S. E. 39th Avenue, Portland, Ore.

Lewis, T. R., % Umpqua Hotel, Roseburg, Ore.

Lindsell, William C., 1003 Columbia Street, Olympia, Wash.

Mammano, S. J., Oswego, Ore.

McIntyre, R. W., 406 Rust Bldg., Tacoma, Wash.

Morgan, Elry, 237 Pittock Block, Portland, Ore.

Morgan, Griffith, 630 5th Street, Astoria, Ore.

Oswald, Henry J., 237 Pittock Block, Portland, Ore.

Oswald, William M., 237 Pittock Block, Portland, Ore.

Palmerton, Sam, Idanha, Ore.

Patchell, Frank, Cascade Log Scaling Bureau, Sweethome, Ore.

Rahm, S. J., P. O. Box 131, Morton, Wash.

Rhodes, C. B., Olympia, Wash.

Rowe, S. S., 2205 Second Avenue, Seattle, Wash.

Schneider, A. V., 237 Pittock Block, Portland, Ore.

Scott, W. R., 237 Pittock Block, Portland, Ore.

Sheridan, Clyde B., P. O. Box 143, Olympia, Wash.

Smith, Irving, Jr., 205 W. 5th Street, Tillamook, Ore.

Trattner, Harold J., 205 West 5th Street, Tillamook, Ore.

Waldner, Henry A., 2826 N. E. 29th Avenue, Portland, Ore.

(c) The persons designated in this order are required to grade and scale logs in accordance with the grading and scaling rules set forth in Appendix A of the regulation and to conform to the requirement of § 1381.160 (b) with respect to the signing of original scale records.

(d) Names listed in paragraphs (a) and (b) above will be removed in accordance with the procedure set forth in § 1381.158 (d) where it appears that the scaler is not performing his duties in such a manner as to warrant continued approval by the Administrator.

(e) This order may be revoked or amended at any time.

This order shall become effective May 5, 1945.

Issued this 30th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-7008; Filed, Apr. 30, 1945; 11:48 a. m.]

[MPR 188, Amdt. 76 to Order A-1]

#### VITRIFIED CLAY SEWER PIPE MANUFACTURERS' MAXIMUM PRICES

An opinion accompanying this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Paragraph (a) (33) is amended to read as follows:

(33) *Modification of maximum prices for vitrified clay sewer pipe and allied products produced in the West Central, South Central and Rocky Mountain Areas.* (i) A manufacturer's maximum prices for vitrified clay sewer pipe and allied products, except as covered by Revised Maximum Price Regulation No. 206, produced in the States of Arkansas, Kansas, Nebraska, Oklahoma, Missouri, Iowa, North Dakota, South Dakota, Minnesota; Zones 3 and 4 in Wisconsin; Zones 3 and 4 in Illinois; the State of Texas; that part of Louisiana west of the Mississippi River; the States of Colorado, Utah, New Mexico, Zones 1, 2 and 3 in Wyoming; Zones 2 and 3 in Montana; Zone 3 in Idaho; Zone 2 in Nevada; and Zone 2 in Arizona, shall be his March 1942 maximum f. o. b. factory or delivered prices increased by an amount not in excess of 10 percent. The zones referred to herein shall be the same as described in Revised Maximum Price Regulation No. 206.

(ii) Any reseller purchasing vitrified clay sewer pipe and allied products, for resale from any manufacturer who has increased his maximum prices in accordance with subdivision (i) above, may increase his maximum resale price by a dollar-and-cents amount not exceeding his actual dollars and cents increase in cost resulting from the increase permitted the manufacturer in subdivision (i) above.

(iii) The maximum prices granted herein shall be subject to cash, quantity, and other discounts, transportation allowance, services and other terms and conditions of sale at least as favorable as the seller extended or rendered on comparable sales to purchasers of the same class during the month of March 1942.

This amendment shall become effective May 5, 1945.

Issued this 30th day of April 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-7007; Filed, Apr. 30, 1945; 11:51 a. m.]

#### Regional and District Office Orders.

[Region IV Order G-22 Under SR 15, MPR 280 and MPR 329]

#### FLUID MILK IN VIRGINIA

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator, Region IV, of the Office of Price Administration by § 1499.75 (a) (9) (ii) (c) of the General Maximum Price Regulation, § 1351.807 (b) (3) of Maximum Price Regulation 280, and § 1351.408 (g) of Maximum Price Regulation 329; *It is hereby ordered:*

#### PART I—ADJUSTMENT OF WHOLESALE AND RETAIL FLUID MILK PRICES IN THE STATE OF VIRGINIA

##### SECTION 1. *Explanation of this part.*

(a) The adjustment effected by this order establishes maximum prices in dollars and cents for fluid milk and buttermilk for each county (or community, if so designated) in the State of Virginia. It contains special pricing provisions for one-price distributors with a previous price history of selling at a uniform price in counties for which varying prices are fixed by this order. Sellers of premium milk are provided with a formula and method of establishing a maximum price. Adjustments or other orders issued under the General Maximum Price Regulation, Supplementary Regulation 15, and Maximum Price Regulation 280 which are in effect at the date of issuance of this order are superseded by the provisions of this adjustment, unless a particular order is expressly preserved and named in section 15, and except where a maximum price for a particular sale established in such order is not provided by this order.

(b) This order supersedes all the provisions of the General Maximum Price Regulation, Supplementary Regulation 14a, and Maximum Price Regulation 280 which are inconsistent herewith.

Sec. 2. *Exempt sales.* This order shall not apply to the following:

(a) Sales or deliveries by handlers of bulk fluid milk, which remain subject to Order G-3 under Maximum Price Regulation 280.

(b) Sales or deliveries of chocolate milk, chocolate drink, or other flavored milks, which remain subject to the General Maximum Price Regulation.

(c) Sales or deliveries of condensed or evaporated milk, which remain subject to



Maximum Price Regulation 280, 289, 421, 422, or 423, whichever is applicable.

(d) Sales at retail by a restaurant, hotel, bar, cafe, club, delicatessen, soda fountain, boarding house or any other eating or drinking establishment of fluid whole milk or buttermilk for consumption on the premises, or as part of a meal for consumption on the premises or as part of a meal for consumption off the premises. Maximum prices for such sales are established under a Restaurant Maximum Price Regulation.

(e) Sales or deliveries by a producer, if his sales of all commodities produced or processed on his farm totaled \$75.00 or less in the preceding calendar month. This order shall apply, however, to such sales and deliveries made by a farmers' cooperative either as agent or otherwise.

(f) Such sales to the United States or its agencies or to certain foreign governments or their agencies as are exempted under section 4.3 (f) of Revised Supplementary Regulation 1 of the General Maximum Price Regulation as amended.

SEC. 3. *Definitions for the purposes of Part I of this order.* (a) "Fluid milk" means cows' milk, raw or processed, which is sold for human consumption in fluid form. It does not include condensed or evaporated milk.

(b) "Raw" means unpasteurized.

(c) "Processed" means subjected to an operation including but not limited to cooling, weighing, testing, pasteurization, reconstitution, bottling, standardization, separation, culturing, homogenization, or vitamin fortification.

(d) "Bottled" or "in bottles" means contained in glass or paper containers of one quart or less.

(e) "Bulk" means contained in any type of container, whether supplied by the buyer or the seller, holding more than one quart.

(f) "Approved fluid milk" means fluid milk which at least satisfies the minimum butterfat content and sanitary and health standards established by the appropriate governmental authority in the area where delivered and in addition, for purchases by the armed forces, the standards established by the Army and Navy. Fluid milk is "approved" in the absence of specific disqualification by the appropriate authority.

(g) "Special fluid whole milk" means approved fluid milk which in addition (1) complies with quality or production standards established by governmental authorities or non-governmental medical, farm, or trade bodies, or (2) contains high butterfat content, or (3) is processed in addition to or other than by cooling, weighing, testing, pasteurization, reconstitution, bottling, standardization, or separation. For example, it includes "Certified", "Golden Guernsey", "Jersey Creamline", high fat content, homogenized and Vitamin D milks.

(h) "Standard fluid milk" or "regular fluid milk" means approved fluid milk other than special fluid milk as defined above.

(i) "Premium fluid milk" means special fluid whole milk (or special buttermilk) (1) which was sold at a premium differential above standard or regular fluid milk (or plain buttermilk) in the

particular market during March, 1942, or (2) for which a price differential above standard or regular fluid milk has been established in accordance with the provisions of this order.

(j) "Plain buttermilk" means buttermilk from which all or a portion of the butterfat has been removed by churning, skimming, or the application of centrifugal force and which has been inoculated with lactic acid forming bacteria or in which such bacteria have been incubated through processes, with the result that the product contains lactic acid in excess of  $\frac{1}{2}$  per cent.

(k) "Special buttermilk" means buttermilk which has been subjected to additional processing or contains 1 per cent butterfat or more.

(l) "Home delivered" means a sale and delivery of fluid milk at retail from an inventory stocked in trucks or other conveyances operated by driver-salesmen over regular routes.

(m) "Out-of-store" means a sale of fluid milk at retail by a grocery store, dairy store, or any other establishment selling milk, whether or not the milk is delivered. For example, it includes a sale of fluid milk at retail by a milk distributor at his plant or place of business, by an eating or drinking establishment of fluid milk as a separate item for consumption off the premises and not as part of a meal, and by a drug store, unless exempted under section 2 (d) above.

(n) "Sale at retail" means a sale to an ultimate consumer. It shall not include a sale to (1) an industrial or commercial user; (2) an institution; and (3) the United States or any other government or any political subdivision of the foregoing, or any agency of any of the foregoing.

(o) "Sale at wholesale" means a sale to any person other than an ultimate consumer. It shall also include a sale to (1) an industrial or commercial user; (2) any institution; and (3) the United States or any other government or any political subdivision of the foregoing or any agency of any of the foregoing.

(p) "Sale to the Army and Navy" means a sale to the War Department or to the Department of the Navy of the United States. It shall include any sale to Army and Navy sales stores, commissaries, ships' stores, officers' messes, and stores operated as army canteens or post exchanges.

(q) "One-price distributor" means a person who operated at a uniform price prior to April 28, 1942, regardless of the prevailing price in any given territory served by him.

(r) "County" means a geographical area including but not limited to all towns, villages, cities, and other municipalities located within the geographical limits of the area designated as such by name in section 14. All exceptions are stated specifically.

(s) Unless the context otherwise requires, the definitions set forth in section 302 (c) of the Emergency Price Control Act of 1942 as amended in § 1499.20 of the General Maximum Price Regulation, and in § 1351.816 (a) of Maximum Price Regulation 280 shall apply to the terms used herein.

SEC. 4. *General provisions applicable to Part I—(a) Customary discounts, allowances and practices.*

(1) A seller shall maintain his customary discount, allowance, or other price differential to a purchaser or class of purchasers. A change therein is not prohibited, which results in a lower price.

(2) No person shall charge a larger proportion of transportation costs incurred in the delivery of fluid milk than he charged to a purchaser or class of purchasers during March, 1942, in the case of bottled milk, and September 28–October 2, 1942, for bulk milk.

(b) *Posting of retail maximum prices.* Each seller of fluid whole milk in quarts at retail shall clearly mark the maximum price per quart on the bottle or container in which the milk is sold, or post the maximum price per quart conspicuously at or near the place where the milk is offered for sale. This posting requirement shall not apply to any seller whose only sales at retail are to his own employees. In the case of home delivery, the posting requirement shall be satisfied by posting the maximum price per quart of standard fluid whole milk conspicuously on one side of the delivery vehicle or printing it on the monthly statement or cash sales ticket as follows: "Ceiling Price \_\_\_¢ per Quart" or "Our Ceiling Price \_\_\_¢ per Quart."

(c) *Sales at retail of fluid milk in container sizes of less than one quart.* The maximum prices established in this order for retail sales of fluid milk in container sizes of less than one quart are applicable only in those areas or places where sales at retail in such container sizes are not prohibited by any order or orders issued by the War Food Administration.

(d) *Calculations.* On single sales at retail wherein the adjusted maximum price results in a fraction of a cent, the seller may adjust the price upward to the full cent if the fraction is  $\frac{1}{2}$ ¢ or more and shall decrease the price to the next lower cent if the fraction is less than  $\frac{1}{2}$ ¢. On sales of more than one unit where the unit price is expressed in a fraction of a cent, the exact price established by the applicable subdivision shall be multiplied by the number of units. If the computation results in a fraction of a cent, the total shall be adjusted up or down to the nearest full cent. Home deliveries of two or more containers on the same delivery shall be considered multiple unit sales.

SEC. 5. *Maximum dollars and cents prices.* The maximum prices set forth in section 14 are applicable to any sale or delivery of approved fluid milk within the named county except as modified hereinafter in specific sections. The maximum price of fluid milk specifically disqualified by a health authority shall be determined under § 1499.2 of the General Maximum Price Regulation: *Provided*, That in no event shall such maximum price exceed the maximum price of approved fluid milk set forth in section 14 for the particular county (or community) where the disqualified milk is sold and delivered.

SEC. 6. *Maximum prices for one-price distributors and retail sellers who purchase from such distributor.* (a) A one-



price distributor whose price for a given size or container was uniform in all markets served prior to April 28, 1942, pursuant to a policy of uniform pricing and regardless of the prices secured by other sellers in the various communities served by him, may continue to sell that size or container at a uniform price in those particular markets if he applies for and is granted a written order under the provisions of paragraph (b) of this section.

(b) Any person desiring to continue selling at a uniform maximum price in communities for which this order provides different maximum prices must make application in writing within sixty days after the effective date hereof to the Atlanta Regional Office, Candler Building, Atlanta, Georgia, for written permission to continue such sales. The application shall be in duplicate and shall contain the following information:

(1) The name and address of the applicant and the exact locations of all his processing plants involved in the application.

(2) The length of time he has been engaged in distributing milk at a uniform price in all markets served.

(3) The names of all communities served prior to April 28, 1942.

(4) The highest uniform price charged for each size and container during March 1942.

(5) The names of all communities served during the year ending September 1, 1944, and the selling prices in each such community.

(6) The volume (in terms of quarts) sold and delivered in each community during September 1944.

(7) The names and addresses of retailers who purchase at wholesale.

The Atlanta Regional Office of the Office of Price Administration may by written order grant permission to the applicant to function as a one-price distributor selling at a uniform price in particular markets served.

(c) Retail sellers who purchase milk from such a one-price distributor may take a markup not exceeding two cents per quart and one cent per smaller container over the wholesale price established in the pricing order issued under the authority of this section.

(d) No one-price distributor, or retailer purchasing from a distributor shall sell milk at a price in excess of the maximum price established in section 14, until a uniform pricing order has been issued by the Atlanta Regional Office authorizing a named one-price distributor to charge other maximum prices. This section 6 (d) becomes effective June 15, 1945.

**SEC. 7. Maximum prices of premium milk.** (a) The sellers named in section 16 are authorized to sell premium milk of the types there specified at the maximum prices set forth opposite their respective names. These maximum prices have been established by filings under Supplementary Regulation 14A or by orders issued by the Atlanta Regional Office under Supplementary Regulation 14A to the General Maximum Price Regulation.

(b) Any seller not named in the table in section 16 who desires to sell a "spe-

cial" fluid whole milk or buttermilk at a "premium" price must apply in writing to the Atlanta Regional Office, Candler Building, Atlanta, Georgia, within sixty days after the effective date of this order for permission to sell such special milk at a premium price. The application shall be in duplicate and shall contain the following information:

(1) The total quantity, expressed in quarts, of milk (or buttermilk) sold during the month of June 1943.

(2) The quantity of each type of special fluid whole milk (or special buttermilk) sold at a premium price during the month of June 1943.

(3) The established differential for each size and container between the selling price of each type of special fluid whole milk (or special buttermilk) and the selling price of standard approved milk (or buttermilk) during March 1942 in the particular market.

(c) The Atlanta Regional Office may issue orders authorizing distributors to sell a monthly maximum quantity of premium whole milk or buttermilk at a premium price representing such quantity at the established differential, not to exceed the quantity of each type of special milk sold in June, 1943. Except, this monthly quantity limitation shall not apply to producer-distributors or to retail stores which purchase at wholesale from a distributor or producer-distributor, or to sellers who were not selling special milk in June, 1943.

The Atlanta Regional Office shall give consideration to the differentials customarily established by the applicant between his prices on standard approved fluid whole milk or standard buttermilk and "special" fluid whole milk or "special" buttermilk. In the event the applicant is unable to show such an established differential in March 1942, the Atlanta Regional Office shall give consideration to the price differential or differentials normal to the trade and prevailing during March 1942, in the particular market or markets served by the applicant. Unless the applicant is able to show that he had an established price differential during March 1942, or that there was an established differential on the part of other sellers in the particular market or markets during that month, the Atlanta Regional Office shall not grant him permission to sell a special whole milk or buttermilk at a premium price.

(d) A retail store which purchases special milk at wholesale from a distributor or producer-distributor who has been granted permission by a written order to charge a premium wholesale price on such special milk may add a markup not exceeding two cents per quart or one cent per smaller container to the maximum wholesale price as established in the written order to the distributor or producer-distributor.

(e) The Atlanta Regional Office may correct or revise any maximum prices established for any type of special milk with regard to the differentials prevailing in adjoining areas.

(f) Any seller who is authorized to sell special fluid milk or special buttermilk at a premium price according to the

terms of this section may apply to the Atlanta Regional Office for permission to increase the maximum monthly quantity of such premium fluid milk which he is permitted to sell according to the terms of this section or of a written order issued by the Atlanta Regional Office under the provisions of this section. In filing such an application the seller must furnish figures showing the monthly quantity, expressed in quarts, of his sales of standard fluid milk (or plain buttermilk), the present and requested maximum monthly quantity of premium milk (or buttermilk); and in addition, he shall demonstrate that the failure to grant his application will result in hardship.

**SEC. 8. Maximum prices for sales of fluid whole milk or buttermilk to the Army and Navy.** The maximum price for the sale of fluid whole milk or buttermilk to the Army and Navy shall be the seller's lowest maximum price established at the plant from which delivery is made, for fluid whole milk or buttermilk sold at wholesale to any class of purchaser or purchasers (exclusive of sales to the Army or Navy) in the particular size and type of container, plus (1)  $\frac{1}{2}$ ¢ per quart or a proportionate amount for a part of a quart, or (2) at the election of the seller, the actual transportation costs from the seller's plant, branch loading station, or depot to the point of delivery, not to exceed the lowest common carrier rates: *Provided*, that neither the  $\frac{1}{2}$ ¢ per quart nor any transportation charge may be added by the seller if the Army or Navy accepts delivery f. o. b. the seller's plant, branch loading station or depot; and *Provided, further*, That no seller shall add the actual transportation costs from the seller's plant, branch loading station, or depot, to the point of delivery unless he shall within ten days after entering into a contract with the Army and Navy, or after the making of the first delivery to an Army or Navy destination where no contract has been entered into, file with the Atlanta Regional Office, Candler Building, Atlanta, Georgia, a statement setting forth: The price per container established with transportation charges added, together with the method of computation of the price and the transportation charges; the location of seller's plant; the place of delivery of such milk, and the round-trip distance involved. This report shall be made on blanks furnished by the Atlanta Regional Office if that Office so requests.

**PART II—MODIFICATION OF MAXIMUM PRICES FOR PURCHASES FROM PRODUCERS FOR RESALE AS FLUID MILK**

**SEC. 9. Explanation of this part.** (a) Part II of this adjustment order establishes maximum prices which purchasers in the State of Virginia may pay producers for bulk fluid milk delivered to a bottling plant in such State for resale as fluid milk. For the great majority of such purchases this order establishes maximum f. o. b. plant prices in dollars and cents per cwt., per gallon, or per pound of butterfat, according to the county in which a given purchaser's bottling plant is located which are alter-



native to the maximum prices established by the purchaser to a particular producer in January, 1943. A pricing method is provided for all other purchases by which the purchaser may choose between the highest price paid in January, 1943, to a particular producer and a tabular maximum price which depends upon the retail price per quart, established before August 31, 1944, for the market where the milk is resold. This adjustment establishes the maximum price which a given purchaser may pay to a particular producer situated in the following circumstances: (1) an individual producer from whom that purchaser bought milk in January, 1943; (2) an individual producer who sold his milk to another purchaser (or purchasers) in January, 1943; and (3) an individual producer who did not sell bulk fluid milk for resale for human consumption in January, 1943.

(b) The adjustment effected by this Part II supersedes all adjustment or other orders issued under Maximum Price Regulation 329, including orders issued by the Atlanta Regional Office which are in effect at the date of the issuance of this order unless specifically set out in section 19, except where a maximum price for a particular purchase fixed in such order is not provided by this adjustment order. Specifically, this order supersedes Order G-4 and the provisions of Maximum Price Regulation 329 as amended insofar as they are inconsistent with the terms of this order.

**Sec. 10. Exempt sales.** This Part II shall not apply to the following:

(a) Purchases of milk from producers at a price lower than \$2.75 per cwt. f. o. b. receiving station or processing plant for milk of 4 per cent butterfat content, or its equivalent price in other terms;

(b) Purchases of manufacturing milk from producers.

(c) Purchases of milk from producers at retail by ultimate consumers.

(d) Purchases of bottled milk at wholesale from producers.

(e) Purchases of bulk milk at wholesale from producers by stores, hotels, restaurants, institutions, and the Army and Navy;

(f) Purchases from farmers or farmers' cooperatives of milk with respect to which they are not producers as defined in this order;

(g) Purchases from a producer when the milk is delivered to a receiving station or processing plant operated under or directly subject to any order, agreement or license issued pursuant to the Agricultural Marketing Agreement Act of 1937 as amended. The maximum prices for such purchases are established by Maximum Price Regulation 329.

**Sec. 11. Definitions for the purposes of Part II of this order.** (a) "Milk" means liquid cows' milk in a raw, unprocessed state which is purchased in bulk for resale for human consumption as fluid milk. It shall also include all milk classed as Class I or fluid milk in a particular market, regardless of its use.

(b) "Manufacturing milk" means liquid cows' milk in a raw unprocessed state which is purchased for use in (1)

commercial or industrial products, and (2) manufactured dairy and food products such as butter, cheese, evaporated or condensed milk, powdered milk, casein, ice cream, and bakery products, except milk classed as Class I or fluid milk in a particular market, regardless of its use.

(c) "In a raw and unprocessed state" means unpasteurized.

(d) "Grade" refers to the butterfat content and the quality and sanitary standards established by public health authorities.

(e) "Bottled" or "in bottles" means contained in glass or paper containers.

(f) "Bulk" or "in bulk" means contained in other than in glass or paper containers.

(g) "Producer" means a farmer or other person or representative who owns, superintends, manages or otherwise controls the operation of a farm or other place on which milk is produced and who sold milk during January, 1943, or has sold or delivered milk to a purchaser for whom a maximum price has been established by a regional adjustment order set forth in section 19 below, or determined pursuant to the provisions of section 13 (b) (5) or section 13 (c) (4) of this order. A farmers' cooperative is a producer with respect to all its sales of milk except milk processed by it or for it in a milk receiving or processing plant owned, leased or contracted for by the cooperative.

**NOTE:** This order does not prohibit the payment of patronage dividends by a farmers' cooperative in accordance with the provisions of Supplementary Order 84 issued by the Office of Price Administration.

(h) "New producer" means a producer who did not sell bulk milk in a raw and unprocessed state for resale for human consumption as fluid milk during January, 1943, and who has not sold or delivered milk to a purchaser for whom a maximum price has been established payable to him under regional adjustment order set forth in section 19 below or determined pursuant to an application filed under section 13 (b) (5) or section 13 (c) (4). The following persons who qualify under the preceding definition are, among others, to be considered new producers: (1) a producer who has acquired new production facilities since January 31, 1943; (2) a farmers' cooperative organized since January 31, 1943, which qualifies as a producer in accordance with the provisions of section 11 (g) of this order; (3) a producer who sold manufacturing milk only, during January, 1943, but who has since begun to sell bulk milk to a purchaser for resale in fluid form; and (4) a producer who processed and distributed his entire output at wholesale and/or retail during the month of January, 1943, but who has since begun to sell bulk fluid milk to a purchaser for resale in fluid form.

(i) "Applicable butterfat differential" means plus or minus 5¢ per cwt. (43/100¢ per gallon) for each 1/10 of 1 per cent by which the butterfat content varies above or below 4 per cent, whichever the case may be.

(j) "Sale at retail" means a sale to an ultimate consumer. It shall not include a sale to (1) an industrial or commercial

user; (2) an institution; and (3) the United States or any other Government or any political subdivision of the foregoing, or any agency of any of the foregoing.

(k) "Sale at wholesale" means a sale to any person other than an ultimate consumer. It shall also include a sale to (1) an industrial or commercial user; (2) an institution; and (3) the United States or any other government or any political subdivision of the foregoing or any agency of any of the foregoing.

(l) Unless the context otherwise requires, the definitions set forth in section 302 (c) of the Emergency Price Control Act of 1942 as amended and in section 1351.404 of Maximum Price Regulation 329 as amended shall apply to the terms used in this order.

(m) "F. o. b. plant" means delivered to the plant where the milk is bottled.

If delivery is made to a receiving station or cooling station, the purchaser shall deduct the actual transportation cost from such receiving station or cooling station to the bottling plant.

**Sec. 12. General provisions applicable to Part II—(a) Customary discounts, allowances and practices.** (1) A purchaser shall maintain his customary discount, allowance, or other price differential applicable to any purchase or class of purchases. A change therein is not prohibited, which results in a lower price.

(2) No purchaser shall pay a larger proportion of transportation costs incurred in the delivery or supply of milk than he paid on deliveries during January 1943, from the particular producer.

(3) Any purchaser who wishes to change the basis (weight, volume or butterfat test) on which he purchases milk from a producer may do so in accordance with the provisions of Section 13 (f) of this order.

(b) **Transfer of business or stock in trade—(1) Purchasers.** If the business, stock in trade, or assets of any purchaser subject to this regulation are sold or otherwise transferred on or after February 13, 1943, the maximum prices for purchases of milk by a transferee shall be the same as those to which his transferor would have been subject if no transfer had occurred. In the event that the transferee has purchased milk from other producers prior to the transfer, this paragraph shall be applicable only to maximum prices payable to the producers who were selling milk to the transferor prior to such transfer. Such purchaser shall have the same obligation to keep records to verify such prices as applied to the transferor. The transferor shall preserve and make available, or turn over to the transferee, all records of transactions prior to transfer which are necessary to enable the latter to maintain records required by Maximum Price Regulation 329.

(2) **Producers.** If the business, stock in trade, or assets of any producer are sold or otherwise transferred on or after February 13, 1943, to a person who has not prior thereto sold or delivered milk for resale as fluid milk, the maximum prices which a purchaser may pay the



transferee shall be the same as the maximum prices which the purchaser could have paid the transferor if no transfer had taken place. Such transferee shall be considered a "producer" for the purposes of this order.

(c) Unless the context otherwise requires, all the provisions of Maximum Price Regulation 329 as amended shall apply to all persons covered by this order.

**SEC. 13. Maximum prices.** (a) The following provisions in conjunction with the tables set forth in sections 17 and 18 establish maximum prices for all purchasers covered by this Part II.

(b) Pricing method applicable to every purchaser whose bottling plant is located in a county named in section 17.

(1) The maximum price which a purchaser may pay to any producer from whom he purchased milk in January, 1943, or to any producer from whom he has purchased milk prior to the effective date of this order in accordance with the provisions of a regional adjustment order listed in section 19 below, is the maximum price per cwt. or gallon of milk of 4 percent butterfat content (or per pound of butterfat) specified in the table in section 17 opposite the name of the county where the purchaser's bottling plant is located, subject to the applicable butterfat differential and to other terms specified in the table, or the highest price paid to that producer during January, 1943, or the maximum price named for that purchaser as payable to the particular producer under the provisions of such regional adjustment order, whichever is higher.

(2) The maximum price which a purchaser may pay for milk to a particular producer who sold his "milk" to another purchaser (or purchasers) during January 1943, shall be the highest price for milk of the same grade and butterfat content which any such other purchaser (or purchasers) is now permitted to pay that particular producer under the provisions of this order.

(3) The maximum price which a purchaser may pay for milk to a new producer from whom he purchased milk in September 1944, but who did not sell milk to any purchaser in January 1943, shall be the highest price per cwt. or gallon of milk of 4 percent butterfat content (or per pound of butterfat) specified in the table in section 17 opposite the name of the county where the purchaser's bottling plant is located, subject to the applicable butterfat differential and other terms specified in such table.

(4) The maximum price which a purchaser may pay for milk to a particular producer to whom a maximum price payable by any other purchaser has been established in a regional adjustment order listed in section 19 below or issued hereafter under the provisions of section 13 (b) (5) or section 13 (c) (4) shall be the highest price for milk of the same grade and butterfat content which any such purchaser (or purchasers) is now permitted to pay that particular producer under the provisions of this order or under the provisions of such regional adjustment order, whichever is higher.

(5) The maximum price which a purchaser may pay for "milk" to a new pro-

ducer who did not sell "milk" to any purchaser in September 1944, shall be determined as follows:

(1) The purchaser must file an application with the Atlanta Regional Office for the determination of a maximum price payable to the new producer. This application must be filed in duplicate with the Atlanta Regional Office, Candler Building, Atlanta 3, Georgia, and shall include the following information:

(a) The name and address of the purchaser and the new producer (or producers).

(b) A statement from the appropriate Health Department, setting forth the following facts:

(1) That the new producer (or producers) has qualified for the production of milk for human consumption;

(2) The prevailing price paid to producers in the production area in which the new producer (or producers) is located.

(c) If the new producer distributed bottled milk in January 1943, a statement showing the approximate volume of such bottled milk at the time of application, together with the localities of sale and the selling price or prices.

(c) Pricing method for purchasers with bottling plants not located in counties named in section 17.

(1) The maximum price which a purchaser whose bottling plant is located in a county not named in section 17 may pay for milk delivered to his plant to a producer from whom he purchased milk during January 1943, or subsequently purchased during a month named in a regional adjustment order issued to such purchaser and listed in section 19 below, shall be the higher of the following:

(i) The highest price paid by such purchaser to that particular producer during the month of January 1943, or pursuant to the provisions of a regional adjustment order mentioned in the preceding paragraph; *Provided*, That a purchaser who buys on a butterfat basis may pay a maximum price for milk of a butterfat content of 4 percent, subject to the applicable butterfat differential, equivalent to the highest base price received by that producer during January 1943, regardless of the base butterfat percentage then employed. *Provided, further*, That such a purchaser may pay a maximum price to that producer for milk of a butterfat content of 4 percent, subject to the applicable butterfat differential, equivalent to the highest flat price received by that producer in January 1943, if the milk was purchased at that time without regard to butterfat test.

(ii) The highest price permitted under the table set forth in Section 18 opposite the retail home-delivered price established prior to August 31, 1944, for approved fluid milk sold in quart glass containers in the market where the purchaser's plant is located.

(a) If the purchaser has himself established no home-delivered price for approved fluid milk in quart glass containers prior to August 31, 1944, but his bottling plant which receives delivery of particular milk is located in a county (or in a municipality if the prices in such municipality differ from those in the

county in which such municipality is included) where the quart glass container price established by and common to the numerical majority of the purchasers (who have established such prices prior to August 31, 1944) is a price specifically set out in the table in section 18. Such purchaser may pay the maximum price set forth opposite such specifically stated quart glass container price, treating the milk purchased as if it tested 4 percent butterfat.

(2) The maximum price which a purchaser whose bottling plant is located in a county not named in section 17 may pay for milk delivered to his plant, to a producer who sold his milk to another purchaser (or purchasers) during January, 1943 or September, 1944, to a purchaser named in a regional adjustment order listed in section 19 below or in an order issued pursuant to the provisions of section 13 (b) (5) or section 13 (c) (4) of this order, shall be the highest price for milk of the same grade and butterfat content which any such purchaser (or purchasers) is now permitted to pay that particular producer under the provisions of this order.

(3) The maximum price which a purchaser whose bottling plant is located in a county not named in section 17 may pay for milk delivered to his plant to a new producer from whom he purchased milk in September, 1944, but who did not sell milk to any purchaser in January, 1943, shall be the highest price per cwt. or gallon of milk of 4 percent butterfat content (or per pound of butterfat) permitted under the table set forth in section 18 opposite the retail home-delivered price established prior to August 31, 1944, for approved fluid milk sold in quart glass containers in the market where the purchaser's plant is located, subject to the provisions of section 13 (c) (1) (ii) (a) of this order.

(4) The maximum price which a purchaser may pay for milk to a new producer who did not sell milk to any purchaser in September, 1944, shall be a price determined by the Atlanta Regional Office on application by the purchaser. Such purchaser shall supply the information set forth in section 13 (b) (5) of this order.

(d) Pricing method for a purchaser who bought part of a producer's milk in January, 1943. If two or more purchasers purchased milk from a particular producer in January, 1943, at different prices, each such purchaser may pay to that particular producer a maximum price no higher than the maximum price any purchaser is permitted to pay that producer under the terms of this order.

(e) *New purchasers.* A new purchaser who was not engaged in the business of purchasing milk during January, 1943, and subsequently engages in such business without purchasing an existing business or establishment shall determine his maximum price to producers except new producers in accordance with the provisions of section 13 (b) or (c), whichever is applicable. Regional or district offices of the Office of Price Administration will assist such purchaser in ascertaining the correct maximum price. If such a purchaser desires to purchase milk from a



"new producer," his maximum price shall be a price determined by the Atlanta Regional Office upon application by him. His application shall set forth the information specified in subdivisions (a) (b) and (c) of section 13 (b) (5) (1) of this order.

(f) *Butterfat standards.* (1) Any purchaser whose maximum price to an individual producer has been established without reference to a butterfat test shall employ such maximum price to that producer as if it referred to 4 per cent milk, if and when a butterfat test is instituted. Any purchaser whose maximum price to an individual producer has been established on a butterfat base standard other than 4 per cent shall employ such maximum base price in purchasing milk testing 4 per cent. This maximum price may be increased 5¢ per cwt. for each 1/10 of 1 per cent by which the butterfat content exceeds 4 per cent, and this maximum price must be reduced by 5¢ per cwt. for each 1/10 of 1 per cent by which the butterfat content is lower than 4 per cent. Any purchaser who purchased milk from a producer without reference to a butterfat test during January, 1943, and continues to do so, may pay such producer a maximum price which is the higher of the following: (1) The maximum price so established to such producer in January, 1943; or (2) the appropriate price per cwt. or per gallon named in the table in section 17 or section 18.

(2) No purchaser may pay a maximum price for milk to a particular producer in terms of the pound of butterfat in such milk unless that purchaser, or another purchaser, purchased milk from that producer according to the pound of butterfat in January, 1943: *Provided*, That a purchaser who paid for milk according to the pound of butterfat in January, 1943, may apply to the Atlanta Regional Office for permission to pay a new producer according to the pound of butterfat in accordance with subparagraphs 13 (b) (5) or 13 (c) (4) above: *Provided*, further, That a purchaser who paid his producers according to the pound of butterfat in January, 1943, may adopt the corresponding price per cwt. or per gallon of milk at 4 per cent butterfat content, with the applicable butterfat differential, as specified in the table in section 17 or section 18.

PART III—LIST OF PRICE TABLES AND ATLANTA REGIONAL OFFICE ADJUSTMENT ORDERS IN EFFECT

SEC. 14. *Maximum prices for approved fluid whole milk and buttermilk in the State of Virginia—(a) Area 1.* Area 1 in the State of Virginia shall include the following counties, independent municipalities, cities, and towns. Except for independent municipalities, which are listed separately, each county includes every city or town located within its geographical boundaries unless such city or town is specifically excluded.

*Counties:* Buckingham,<sup>1</sup> Cumberland, Floyd, Fluvanna, Greene, Madison,<sup>1</sup> Rappahannock and Shenandoah.

<sup>1</sup> See Proviso below Table 1.

The maximum price for approved fluid milk sold and delivered by any person at wholesale or retail in any type of container within Area 1 in the State of Virginia shall be the maximum price set forth in Table 1.

TABLE 1

Type	Container size or quantity	Wholesale	Retail out-of-store	Retail home-delivered
Whole milk.....	Over 5 gallons bulk.	38		
	1.1 to 5 gallons bulk.	40		
	Gallon.....	42	46	46
	Quart.....	11	13	13
	Pint.....	6	7	7
	½ quart.....	5	6	6
	½ pint.....	3½	5	5
Buttermilk: Plain, cultured or churned.	Gallon.....	22	26	26
	Quart.....	6	8	8
	Pint.....	3½	4½	4½

*Provided*, the adjusted maximum wholesale or retail price of plain buttermilk, cultured or churned, sold or delivered in Buckingham and Madison Counties in bulk or bottles shall be the maximum price named in table 1 above or the maximum price established under the General Maximum Price Regulation or Maximum Price Regulation 280, whichever is higher.

(b) *Area 2.* Area 2 in the State of Virginia shall include the following counties, independent municipalities, cities, and towns. Except for independent municipalities, which are listed separately, each county includes every city or town located within its geographical boundaries unless such city or town is specifically excluded.

*Counties:* Bath,<sup>1</sup> Caroline,<sup>1</sup> Clarke, Culpeper, Fauquier (except town of Warrenton), Franklin, Frederick, Goochland, Highland, King and Queen, Loudoun, Page, Patrick, Powhatan, Prince Edward (except town of Farmville), Prince William (except communities located in the District of Dumfries),<sup>1</sup> Rockingham, Russell, Surry, and Warrenton.

*City:* Winchester.

The maximum price for approved fluid milk sold and delivered by any person at wholesale or retail in any type of container within area 2 in the State of Virginia shall be the maximum price set forth in table 2.

TABLE 2

Type	Container size or quantity	Wholesale	Retail out-of-store	Retail home-delivered
Whole milk.....	Over 5 gals. bulk.	42		
	1.1 to 5 gals. bulk.	44		
	Gallon.....	46	50	50
	Quart.....	12	14	14
	Pint.....	7	8	8
	½ quart.....	5	6	6
	½ pint.....	3½	5	5
Buttermilk: Plain, cultured, or churned.	Gallon.....	26	30	30
	Quart.....	7	9	9
	Pint.....	4	5	5

<sup>1</sup> See proviso below table 2.

*Provided*, The adjusted maximum wholesale or retail price of plain butter-milk, cultured or churned, sold or delivered in Bath, Caroline, Fauquier, and Prince William Counties in bulk or bottles shall be the maximum price named in table 2 above or the maximum price established under the General Maximum Price Regulation or Maximum Price Regulation 280, whichever is higher.

(c) *Area 2A.* Area 2A in the State of Virginia shall include the following counties, independent municipalities, cities, and towns. Except for independent municipalities, which are listed separately, each county includes every city or town located within its geographical boundaries unless such city or town is specifically excluded.

*County:* Augusta.<sup>1</sup>

*Cities:* Staunton<sup>1</sup> and Harrisonburg.

The maximum price for approved fluid milk sold and delivered by any person at wholesale or retail in any type of container within area 2A in the State of Virginia shall be the maximum price set forth in table 2A.

TABLE 2A

Type	Container size or quantity	Wholesale	Retail out-of-store	Retail home-delivered
Whole milk.....	Over 5 gals. bulk.	42		
	1.1 to 5 gals. bulk.	44		
	Gallon.....	46	50	50
	Quart.....	13	14	14
	Pint.....	7	8	8
	½ quart.....	5	6	6
	½ pint.....	3½	5	5
Buttermilk: Plain, cultured, or churned.	Gallon.....	26	30	30
	Quart.....	7	9	9
	Pint.....	4	5	5

*Provided*, The adjusted maximum wholesale or retail price of plain buttermilk, cultured or churned, sold or delivered in Augusta County and the City of Staunton in bulk or bottles shall be the maximum price named in table 2A above or the maximum price established upon the General Maximum Price Regulation or Maximum Price Regulation 280, whichever is higher.

(d) *Area 3.* Area 3 in the State of Virginia shall include the following counties, independent municipalities, cities, and towns. Except for independent municipalities, which are listed separately, each county includes every city or town located within its geographical boundaries unless such city or town is specifically excluded.

*Counties:* Appomattox, Bedford, Bland, Botetourt, Carroll, Craig, Dickenson, Giles, Grayson, Henry, Lee, Montgomery, Orange, Pulaski, Rockbridge, Scott, Smyth, Washington, Wise, and Wythe.

*Cities or towns:* Bristol, Buena Vista, Martinsville, Radford, and Warrenton.<sup>2</sup>

The maximum price for approved fluid milk sold and delivered by any person at wholesale or retail in any type of container within area 3 in the State of Virginia shall be the maximum price set forth in table 3.

<sup>1</sup> See proviso below table 2A.

<sup>2</sup> See proviso below table 3.



TABLE 3

Type	Container size or quantity	Wholesale	Retail out-of-store	Retail home-delivered
Whole milk	Over 5 gals. bulk	46		
	1.1 to 5 gals. bulk	48		
	Gallon	50	54	54
	Quart	13	15	15
	Pint	7	8	8
Buttermilk: Plain, cultured, or churned.	½ quart	5½	7	7
	½ pint	3¾	5	5
	Gallon	28	34	34
	Quart	8	10	10
	Pint	5	6	6

Provided, The adjusted maximum wholesale or retail price of plain buttermilk, cultured or churned, sold or delivered in the town of Warrenton in bulk or bottles shall be the maximum price named in table 3 above or the maximum price established under the General Maximum Price Regulation or Maximum Price Regulation 280, whichever is higher.

(e) Area 3A. Area 3A in the State of Virginia shall include the following counties, independent municipalities, cities, and towns. Except for independent municipalities, which are listed separately, each county includes every city or town located within its geographical boundaries unless such city or town is specifically excluded.

Counties: Alleghany, Amherst, Campbell, King William, Lancaster, Northumberland, and Richmond.

Cities or towns: Clifton Forge and Lynchburg.

The maximum price for approved fluid milk sold and delivered by any person at wholesale or retail in any type of container within area 3A in the State of Virginia shall be the maximum price set forth in table 3A.

TABLE 3A

Type	Container size or quantity	Wholesale	Retail out-of-store	Retail home-delivered
Whole milk	Over 5 gals. bulk	46		
	1.1 to 5 gals. bulk	48		
	Gallon	50	54	54
	Quart	14	15	15
	Pint	7	8	8
Buttermilk: Plain, cultured or churned.	½ quart	5½	7	7
	½ pint	3¾	5	5
	Gallon	28	34	34
	Quart	8	10	10
	Pint	5	6	6

(f) Area 3B. Area 3B in the State of Virginia shall include the following counties, independent municipalities, cities, and towns. Except for independent municipalities, which are listed separately, each county includes every city or town located within its geographical boundaries unless such city or town is specifically excluded.

County: Roanoke, including City of Roanoke.

The maximum price for approved fluid milk sold and delivered by any person at wholesale or retail in any type of con-

tainer within area 3B in the State of Virginia shall be the maximum price set forth in table 3B.

TABLE 3B

Type	Container size or quantity	Wholesale	Retail out-of-store	Retail home-delivered
Whole Milk	Over 5 gals. bulk	46		
	1.1 to 5 gals. bulk	48		
	Gallon	50	54	54
	Quart	13	15	15
	Pint	8	9	9
Buttermilk: Plain, cultured, or churned.	½ quart	5½	7	7
	½ pint	4½	5	5
	Gallon	28	34	34
	Quart	8	10	10
	Pint	5	6	6

(g) Area 3C. Area 3C in the State of Virginia shall include the following counties, independent municipalities, cities, and towns. Except for independent municipalities, which are listed separately, each county includes every city or town located within its geographical boundaries unless such city or town is specifically excluded.

Counties: Arlington and Fairfax.  
City: Alexandria.

The maximum price for approved fluid milk sold and delivered by any person at wholesale or retail in any type of container within area 3C in the State of Virginia shall be the maximum price set forth in table 3C.

TABLE 3C

Type	Container size or quantity	Wholesale	Retail out-of-store	Retail home-delivered
Whole milk	Over 5 gals. bulk	45		
	1.1 to 5 gals. bulk	47		
	Gallon	48	52	52
	Quart	12	14	15
	Pint	7½	9	9
Buttermilk: Plain, cultured, or churned.	½ quart	6	7	7
	½ pint	4	5	5
	Gallon	28	34	34
	Quart	8	10	10
	Pint	5	6	6

Provided, The adjusted maximum wholesale or retail price of plain buttermilk, cultured or churned, shall be the maximum price named in table 3c above or the maximum price established under the General Maximum Price Regulation or Maximum Price Regulation 280, whichever is higher.

(h) Area 4. Area 4 in the State of Virginia shall include the following counties, independent municipalities, cities, and towns. Except for independent municipalities, which are listed separately, each county includes every city or town located within its geographical boundaries unless such city or town is specifically excluded.

Counties: Albemarle, Amelia, Buchanan, Charlotte, Chesterfield, Essex, Hanover, King George, Louisa, Mecklenburg, Middlesex, Nelson, New Kent, Nottoway, except Blackstone, Spotsylvania, Stafford Tazewell, and Westmoreland.

Cities or towns: Charlottesville, all communities located in the Dumfries District of

Prince William County, Farmville and Fredericksburg.

The maximum price for approved fluid milk sold and delivered by any person at wholesale or retail in any type of container within area 4 in the State of Virginia shall be the maximum price set forth in table 4.

TABLE 4

Type	Container size or quantity	Wholesale	Retail out-of-store	Retail home-delivered
Whole milk	Over 5 gals. bulk	50		
	1.1 to 5 gals. bulk	52		
	Gallon	54	58	58
	Quart	14	16	16
	Pint	8	9	9
Buttermilk: plain, cultured, or churned.	½ quart	5½	7	7
	½ pint	4	5	5
	Gallon	28	34	34
	Quart	8	10	10
	Pint	5	6	6

Provided, That adjusted maximum wholesale or retail price of approved fluid whole milk or cultured or churned plain buttermilk sold or delivered in Buchanan and Tazewell Counties in bulk or containers, and the adjusted maximum wholesale or retail price of cultured or churned plain buttermilk sold or delivered in King George County and the Dumfries District or Price William County shall be the maximum price named in table 4 above or the maximum price established under the General Maximum Price Regulation or Maximum Price Regulation 280, whichever is higher.

(i) Area 4b. Area 4b in the State of Virginia shall include the following counties, independent municipalities, cities, and towns. Except for independent municipalities, which are listed separately, each county includes every city or town located within its geographical boundaries unless such city or town is specifically excluded.

Counties: Charles City, Halifax, and Pittsylvania.

Cities or towns: Danville and South Boston.

The maximum price for approved fluid milk sold and delivered by any person at wholesale or retail in any type of container within area 4b in the State of Virginia shall be the maximum price set forth in table 4b.

TABLE 4B

Type	Container size or quantity	Wholesale	Retail out-of-store	Retail home-delivered
Whole milk	Over 5 gals. bulk	50		
	1.1 to 5 gals. bulk	52		
	Gallon	54	58	58
	Quart	15	16	16
	Pint	8	9	9
Buttermilk: Plain, cultured, or churned.	½ quart	6	7	7
	½ pint	4	5	5
	Gallon	28	34	34
	Quart	8	10	10
	Pint	5	6	6

<sup>1</sup> See proviso below table 4.



(j) *Area 4C.* Area 4C in the State of Virginia shall include the following counties, independent municipalities, cities, and towns. Except for independent municipalities, which are listed separately, each county includes every city or town located within its geographical boundaries unless such city or town is specifically excluded.

County: Henrico.

City: Richmond.

The maximum price for approved fluid milk sold and delivered by any person at wholesale or retail in any type of container, within area 4C in the State of Virginia shall be the maximum price set forth in table 4C.

TABLE 4C

Type	Container size or quantity	Wholesale	Retail out-of-store	Retail home-delivered
Whole milk.....	Over 5 gals. bulk.	Ct. 50	Ct. 58	Ct. 58
	1.1 to 5 gals. bulk.	52	58	58
	Gallon.....	54	58	58
	Quart.....	15	16	16
	Pint.....	9	10	10
	1/2 quart.....	4 1/2	8	8
Buttermilk: Plain, cultured, or churned.	1/2 pint.....	4 1/2	8	8
	Gallon.....	28	34	34
	Quart.....	8	10	10
	Pint.....	5	6	6

(k) *Area 5.* Area 5 in the State of Virginia shall include the following counties, independent municipalities, cities, and towns. Except for independent municipalities, which are listed separately, each county includes every city or town located within its geographical boundaries unless such city or town is specifically excluded.

Counties: Brunswick, Isle of Wight,<sup>1</sup> Lunenburg, Nansemond, Southampton,<sup>1</sup> and Sussex.

The maximum price for approved fluid milk sold and delivered by any person at wholesale or retail in any type of container within Area 5 in the State of Virginia shall be the maximum price set forth in table 5.

TABLE 5

Type	Container size or quantity	Wholesale	Retail out-of-store	Retail home-delivered
Whole milk.....	Over 5 gals. bulk.	Ct. 54	Ct. 62	Ct. 62
	1.1 to 5 gals. bulk.	56	62	62
	Gallon.....	58	62	62
	Quart.....	15	17	17
	Pint.....	8	9	9
	1/2 quart.....	4 1/2	7	7
Buttermilk: plain, cultured, or churned.	1/2 pint.....	4 1/2	5	5
	Gallon.....	32	38	38
	Quart.....	9	11	11
	Pint.....	5	6	6

<sup>1</sup> See proviso below table 5.

*Provided,* The adjusted maximum wholesale or retail price of plain buttermilk, cultured or churned, sold or delivered in Isle of Wight and Southampton Counties in bulk or bottles shall be the maximum price named in table 5 above or the maximum price established under the General Maximum Price Regulation or Maximum Price Regulation 280, whichever is higher.

(1) *Area 5B.* Area 5B in the State of Virginia shall include the following counties, independent municipalities, cities, and towns. Except for independent municipalities, which are listed separately, each county includes every city or town located within its geographical boundaries unless such city or town is specifically excluded.

County: Greensville.

Cities or towns: Blackstone and Suffolk.

The maximum price for approved fluid milk sold and delivered by any person at wholesale or retail in any type of container within area 5B in the State of Virginia shall be the maximum price set forth in table 5B.

TABLE 5B

Type	Container size or quantity	Wholesale	Retail out-of-store	Retail home-delivered
Whole milk.....	Over 5 gals. bulk.	Ct. 54	Ct. 62	Ct. 62
	1.1 to 5 gals. bulk.	56	62	62
	Gallon.....	58	62	62
	Quart.....	16	17	17
	Pint.....	8	9	9
	1/2 quart.....	4 1/2	7	7
Buttermilk: Plain, cultured, or churned.	1/2 pint.....	4 1/2	5	5
	Gallon.....	32	38	38
	Quart.....	9	11	11
	Pint.....	5	6	6

(m) *Area 5C.* Area 5C in the State of Virginia shall include the following counties, independent municipalities, cities, and towns. Except for independent municipalities, which are listed separately, each county includes every city or town located within its geographical boundaries unless such city or town is specifically excluded.

Counties: Dinwiddie and Prince George.

Cities: Hopewell and Petersburg.

The maximum price for approved fluid milk sold and delivered by any person at wholesale or retail in any type of container within area 5C in the State of Virginia shall be the maximum price set forth in table 5C.

Regional Docket No. IV	Issue date	Effective date	Seller's name and address
18(c)-131.....	8-11-43	5-1-43	Seashore Dairy Farm, Townsend.
SR14-A124(b)-11.....	5-5-44	5-5-44	Embassy Dairy, Norfolk.
SR15-75(a)(9)-65.....	2-26-45	2-19-45	Farmers Creamery Co., Fredericksburg, and retailers of Farmers Creamery Co. milk in Essex, King and Queen, King William, Lancaster, Middlesex, Northumberland, Richmond, and Westmoreland Counties. Order G-13.
280-14.....	4-15-44	4-20-44	Order G-3. All interhandlers.
280-14.....	5-4-44	5-9-44	Amendment 1 to Order G-3. All interhandlers.
280-14.....	6-24-44	6-29-44	Amendment 2 to Order G-3. All interhandlers.
280-14.....	9-20-44	9-20-44	Amendment 3 to Order G-3. All interhandlers.

TABLE 5C

Type	Container size or quantity	Wholesale	Retail out-of-store	Retail home-delivered
Whole milk.....	Over 5 gals. bulk.	Ct. 54	Ct. 62	Ct. 62
	1.1 to 5 gals. bulk.	56	62	62
	Gallon.....	58	62	62
	Quart.....	15	17	17
	Pint.....	9	10	10
	1/2 quart.....	4 1/2	8	8
Buttermilk: Plain, cultured, or churned.	1/2 pint.....	4 1/2	8	8
	Gallon.....	32	42	42
	Quart.....	10	12	12
	Pint.....	6	7	7

(n) *Area 6B.* Area 6B in the State of Virginia shall include the following counties, independent municipalities, cities, and towns. Except for independent municipalities, which are listed separately, each county includes every city or town located within its geographical boundaries unless such city or town is specifically excluded.

Counties: Accomack, Elizabeth City, Gloucester, James City, Mathews, Norfolk, Northampton, Princess Anne, Warwick, and York.

Cities or towns: Hampton, Newport News, Norfolk, Portsmouth, South Norfolk, and Williamsburg.

The maximum price for approved fluid milk sold and delivered by any person at wholesale or retail in any type of container within area 6B in the State of Virginia shall be the maximum price set forth in table 6B.

TABLE 6B

Type	Container size or quantity	Wholesale	Retail out-of-store	Retail home-delivered
Whole milk.....	Over 5 gals. bulk.	Ct. 56	Ct. 66	Ct. 66
	1.1 to 5 gals. bulk.	58	66	66
	Gallon.....	60	66	66
	Quart.....	16	18	18
	Pint.....	10	11	11
	1/2 quart.....	8	9	9
Buttermilk: plain, cultured, or churned.	1/2 pint.....	6	7	7
	Gallon.....	36	42	42
	Quart.....	10	12	12
	Pint.....	6	7	7

*Provided,* That maximum price of fluid milk sold and delivered in paper containers of one quart or smaller size shall be one cent per container higher than the price set forth in table 6B for a container of the same size.

SEC. 15. List of Atlanta Regional Office Adjustment Orders under GMPR, SR 14A, SR 15, and MPR 280 which apply to sellers of fluid milk in the State of Virginia and which remain in effect.



## SEC. 16. List of authorized processors of premium milk in the State of Virginia.

Regional Docket No. IV	Name and address of processor	Type of milk	Maximum quart prices		Date of authorization
			Wholesale	Retail	
SR 14-P. M.-12	Brac-Burn Dairy, Staunton	Brac-Burn	\$0.14	\$0.15	7-16-43
SR 14-P. M.-39	B. L. Fisher, Martinsville	Golden Guernsey	.15	.17	7-27-44
SR 14-P. M.-6	Maple Lawn Dairy, Staunton	Maple Lawn	.14	.15	7-16-43
	Martinsville Creamery, Martinsville	High Fat	.14	.16	4-2-43

SEC. 17. Table of alternative maximum prices payable to certain producers by purchasers of "milk" whose bottling plants are located in named counties and municipalities in the State of Virginia.

COUNTY	Maximum price of 4 percent milk, f. o. b. plant	
	Per cwt.	Per gal.
Arlington	\$4.02	\$0.346
Alleghany	3.92	.337
Augusta	3.90	.335
Bedford	3.70	.318
Halifax	4.25	.366
Page	3.80	.327
Pittsylvania	4.25	.366
Prince Edward	4.05	.348
Pulaski	3.70	.318
Roanoke	3.70	.318
Rockbridge	3.80	.327
Southampton	4.64	.399
Tazewell	3.70	.318
Warwick	4.75	.408
Warren	3.35	.288
Wise	3.70	.318
MUNICIPALITY		
Alexandria	4.02	.346
Bristol	3.70	.318
Charlottesville	4.05	.348
Clifton Forge	3.92	.337
Danville	4.25	.366
Fredericksburg	4.10	.353
Hampton	4.75	.408
Harrisonburg	3.55	.305
Hopewell	4.40	.378
Lynchburg	4.05	.348
Martinsville	4.00	.344
Newport News	4.75	.408
Norfolk	4.75	.408
Petersburg	4.40	.378
Portsmouth	4.75	.408
Richmond	4.48	.385
Roanoke	3.70	.318
South Norfolk	4.75	.408
Staunton	3.80	.327
Suffolk	4.50	.387
Winchester	3.80	.327

SEC. 18. Table of alternative maximum prices payable to certain producers by purchasers of "milk" whose bottling plants are located in counties or independent municipalities not named in section 17, in the State of Virginia.

Retail home delivered maximum price in quart glass containers	Maximum price per cwt. 4 percent milk f. o. b. plant	Maximum price per gallon 4 percent milk f. o. b. plant	Maximum price per pound butterfat f. o. b. plant
\$0.18	\$4.75	\$0.408	\$1.11
.17	4.40	.378	1.03
.16	4.05	.348	.955
.15	3.70	.318	.88
.14	3.35	.288	.80
.13	3.15	.271	.755

SEC. 19. List of Atlanta regional office adjustment orders under MPR 329 which apply to purchasers of "milk" in Virginia and which remain in effect.

NOTE. No other adjustment orders under MPR 329 remain in effect which apply to purchasers of "milk" in the State of Virginia.

No. 86—12

This order may be revoked, amended or corrected at any time.

This order shall become effective April 15, 1945.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued: March 31, 1945.

ALEXANDER HARRIS,  
Regional Administrator.

Approved for producer prices only.

By L. T. WELLS,  
In Charge Southern Field Office,  
Dairy and Poultry Branch,  
Office of Market Services,  
War Food Administration.

[F. R. Doc 45-6897; Filed, Apr. 28, 1945;  
12:08 p. m.]

[Green Bay Order G-1 Under MPR 154]

ICE IN NEENAH AND MENASHA, WIS.

For the reasons set forth in the accompanying opinion, and under the authority vested in the District Director of the Green Bay District Office of the Office of Price Administration by § 1393.8 (e) of Maximum Price Regulation 154 and Order of Delegation effective March 15, 1944, by the Regional Administrator of Region VI, it is hereby ordered:

(a) *What this order does.* This order establishes uniform maximum prices for certain sales of ice made within the corporate limits of the towns of Neenah and Menasha, Winnebago County, Wisconsin, and the cities of Neenah and Menasha, Wisconsin. It relates only to commercial sales, domestic deliveries, platform sales, and railroad car icing (delivered and placed in car bunkers).

(b) *Maximum prices.* No person shall in the transactions above specified sell or offer any ice for sale at prices higher than those hereafter established.

(1) The maximum prices for commercial sales of ice shall be:

	Per cwt. (cents)
Up to 1,500 # per month	40
1,500 # to 3,000 # per month	35
3,000 # and over per month	30

(2) The maximum prices for domestic deliveries of ice shall be:

	\$0.13
25 #	.25
50 #	.50
100 #	1.25
250 # coupon book	2.50
500 # coupon book	5.00
1,000 # coupon book	

(3) The maximum prices for platform sales of ice shall be:

	Cents
25 #	10
50 #	20
100 #	40

(4) The maximum prices for railroad car icing (delivered and placed in car bunkers) shall be: 25¢ per cwt.

(c) *Definitions.* (1) When used in this Order No. G-1 under Maximum Price Regulation 154, the term:

(a) "Commercial sale" is a sale of ice made to an industrial, commercial, or institutional user, such as a retail store, restaurant, tavern, hospital, hotel, etc.

(b) "Domestic delivery" is a sale and physical delivery of ice to an ultimate consumer other than an industrial, commercial, or institutional user. Such delivery shall be made to the point at which the buyer intends using the commodity.

(c) "Platform sale" is a sale of ice, delivery of which is made to the purchaser at the seller's place of business.

(d) "Railroad car icing" is the selling of ice to railroads upon delivery and placement in refrigerator car bunkers.

(e) Unless the context otherwise requires, the definitions set forth in Maximum Price Regulation 154 and in section 302 of the Emergency Price Control Act of 1942, as amended, shall apply to other terms used herein.

(d) All provisions of Maximum Price Regulation 154 which are not specifically here modified shall remain in full force and effect.

(e) Any letter-order previously issued by the Green Bay District Office of the Office of Price Administration which is inconsistent herewith is hereby superseded.

(f) This order may be amended, modified or revoked at any time. It may be deemed to be superseded by any regulation, order or other promulgation of the Office of Price Administration which may be hereafter issued which is inconsistent with this order.

This order shall become effective April 18, 1945.

Issued this 12th day of April 1945.

F. L. EARP,  
District Director.

[F. R. Doc. 45-6895; Filed, Apr. 28, 1945;  
12:07 p. m.]

[Region VI Order G-16 Under RMPR 122, Appendix 17]

SOLID FUELS IN CHIPPEWA FALLS AND  
EAU CLAIRE, WIS.

Correction.

In the price schedule in Federal Register Document 45-5891, appearing at page 4049 of the issue for Saturday, April 14, 1945, item VI 2 b should read as follows:

b. In Eau Claire and Altoona----- 14.10

[Region VII Order G-36 Under 18 (c),  
Amdt. 4]

FLUID MILK IN NEW MEXICO

Pursuant to the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and § 1499.75 (a) (9) (ii) (a) of Supplementary Regulation No. 15 to the General Maximum Price Regulation,



and for the reasons set forth in the accompanying opinion, this Amendment No. 4 is issued.

1. Subparagraph (6) of paragraph (j) is amended to read as follows:

(6) "District No. 3 of the State of New Mexico" means all of the Counties of Colfax, Quay, San Miguel, Torrance, Union, and Guadalupe, except the municipality of Vaughn, and the municipality of Santa Rosa and a distance of five miles beyond the corporate limits of the municipality of Santa Rosa at all points.

2. Subparagraph (9) of paragraph (j) is amended to read as follows:

(9) "District No. 6 of the State of New Mexico" means all of the Counties of Hidalgo, Luna, McKinley, and Santa Fe, and the municipality of Magdalena in the County of Socorro, and the municipality of Santa Rosa in the County of Guadalupe and a distance of five miles beyond the corporate limits of said municipality of Santa Rosa at all points.

3. *Effective date.* This Amendment No. 4 shall become effective on the 30th day of April 1945.

Issued this 28th day of April 1945.

RICHARD Y. BATTERTON,  
Regional Administrator.

[F. R. Doc. 45-6896; Filed, Apr. 28, 1945;  
12:07 p. m.]

#### LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Rev. General Order 51 were filed with the Division of the Federal Register April 16, 1945.

##### REGION I

Montpelier Order 1-W, Amendment 2, covering dry groceries in the State of Vermont, filed 11:38 a. m.

Montpelier Order 1-W, Amendment 1, covering dry groceries in the State of Vermont, filed 11:38 a. m.

Montpelier Order 1-W, Amendment 6, covering poultry in the State of Vermont, filed 11:38 a. m.

##### REGION II

Buffalo Order 3-F, Amendment 3, covering fresh fruits and vegetables in certain cities in the Buffalo Area, filed 1:15 p. m.

Buffalo Order 17, covering dry groceries in Monroe and Livingston counties, filed 11:37 a. m.

Buffalo Order 18, covering dry groceries in Monroe and Livingston counties, filed 1:17 p. m.

Buffalo Order 19, covering dry groceries in Buffalo Area, filed 11:37 a. m.

Buffalo Order 20, covering dry groceries in the Buffalo Area, filed 11:37 a. m.

New York Order 9-F, Amendment 6, covering fresh fruits and vegetables in New York City, New York, filed 1:17 p. m.

New York Order 10-F, Amendment 6, covering fresh fruits and vegetables in Nassau and Westchester counties, filed 1:16 p. m.

New York Order 11-F, Amendment 6, covering fresh fruits and vegetables in certain cities in New York, filed 1:17 p. m.

Pittsburgh Order 1-C, covering poultry in certain counties in Pennsylvania, filed 1:19 p. m.

Pittsburgh Order 2-C, covering poultry in certain counties in Pennsylvania, filed 1:19 p. m.

Pittsburgh Order 2-F, Amendment 4, covering fresh fruits and vegetables in Pittsburgh Area, filed 1:21 p. m.

Pittsburgh Order 3-F, Amendment 1, covering fresh fruits and vegetables in the Erie Area, filed 1:21 p. m.

Pittsburgh Order 3-F, Amendment 2, covering fresh fruits and vegetables in the Erie Area, filed 1:22 p. m.

##### REGION III

Cincinnati Order 4-F, Amendment 13, covering fresh fruits and vegetables in Hamilton County, Ohio, filed 11:31 a. m.

Cincinnati Order 5-F, Amendment 13, covering fresh fruits and vegetables in certain counties in Ohio, filed 11:31 a. m.

Cincinnati Order 7-F, Amendment 2, covering fresh fruits and vegetables in certain counties of Ohio, filed 11:31 a. m.

Cleveland Order 2-C, Amendment 2, covering poultry in the Cleveland Area, filed 11:31 a. m.

Cleveland Order 2-C, Amendment 3, covering poultry in the Cleveland Area, filed 11:32 a. m.

Detroit Order 3-C, Amendment 2, covering poultry in the Detroit District, filed 11:40 a. m.

Detroit Order 14, Amendment 2, covering community food prices in the Detroit District, filed 11:41 a. m.

Lexington Order 5-F, Amendment 1, covering fresh fruits and vegetables in the Fayette County Area, filed 11:40 a. m.

Lexington Order 5-F, Amendment 2, covering fresh fruits and vegetables in the Fayette County Area, filed 11:39 a. m.

Lexington Order 5-F, Amendment 1, covering fresh fruits and vegetables in Campbell and Kenton Counties, Ky., filed 11:40 a. m.

Lexington Order 6-F, Amendment 2, covering fresh fruits and vegetables in Campbell and Kenton Counties, Ky., filed 11:39 a. m.

Lexington Order 7-F, Amendment 1, covering fresh fruits and vegetables in Boyd County, Ky., filed 11:38 a. m.

Lexington Order 7-F, Amendment 2, covering fresh fruits and vegetables in Boyd County, Ky., filed 11:39 a. m.

##### REGION IV

Birmingham Order 3-F, Amendment 12, covering fresh fruits and vegetables in Jefferson County, Ala., filed 11:36 a. m.

Birmingham Order 5-W, covering dry groceries in the North Alabama District Area, filed 11:37 a. m.

Birmingham Order 21, covering community food prices in the Birmingham District, filed 1:20 p. m.

Birmingham Order 22, covering community food prices in the Birmingham Area, filed 1:20 p. m.

Memphis Order 6-F, Amendment 21, covering fresh fruits and vegetables in the city of Memphis and county of Shelby, Tenn., filed 11:33 a. m.

Memphis Order 6-F, Amendment 22, covering fresh fruits and vegetables in City of Memphis and county of Shelby, Tenn., filed 11:33 a. m.

Memphis Order 6-F, Amendment 23, covering fresh fruits and vegetables in Shelby, Tenn., filed 11:33 a. m.

Memphis Order 6-F, Amendment 24, covering fresh fruits and vegetables, City of Memphis and the county of Shelby, Tenn., filed 11:32 a. m.

Memphis Order 6-F, Amendment 25, covering fresh fruits and vegetables, City of Memphis, county of Shelby, State of Tennessee, filed 11:34 a. m.

Memphis Order 7-F, Amendment 7, covering fresh fruits and vegetables in certain counties in Tennessee, filed 11:32 a. m.

Memphis Order 7-F, Amendment 8, covering fresh fruits and vegetables in certain counties in Tennessee, filed 11:34 a. m.

Miami Order 1-F, Amendment 6, covering fresh fruits and vegetables in Miami Area, filed 1:18 p. m.

Miami Order 2-F, Amendment 6, covering fresh fruits and vegetables in Tampa Area, filed 1:18 p. m.

Nashville Order 1-C, Amendment 2, covering poultry in certain counties in Tennessee and Virginia, filed 11:36 a. m.

Nashville Order 2-C, Amendment 2, covering poultry in certain counties in Tennessee and Virginia, filed 11:35 a. m.

Nashville Order 5-W, Amendment 2, covering dry groceries in certain counties in Tennessee, filed 11:35 a. m.

Nashville Order 16, Amendment 2, covering dry groceries in certain counties in Tennessee, filed 11:34 a. m.

Nashville Order 16, Amendment 2, covering dry groceries in certain counties in Tennessee, filed 11:34 a. m.

Nashville Order 17, Amendment 2, covering dry groceries in certain counties in Tennessee, filed 11:35 a. m.

Nashville Order 12-F, Amendment 11, covering fresh fruits and vegetables in certain counties of Tennessee and Virginia, filed 11:36 a. m.

Roanoke Order 5-W, covering dry groceries in certain counties in Virginia, filed 11:32 a. m.

##### REGION V

Dallas Order 3-F, Amendment 38, covering fresh fruits and vegetables, filed 11:46 a. m.

Kansas City 1-F, Amendment 17, covering fresh fruits and vegetables, filed 1:17 p. m.

Kansas City Order 2-F, Amendment 17, covering fresh fruits and vegetables in the Kansas District, filed 11:44 a. m.

Kansas City Order 2-F, Amendment 36, covering fresh fruits and vegetables, filed 1:15 p. m.

Little Rock Order 2-F, Amendment 51, covering fresh fruits and vegetables in Pulaski County, filed 11:46 a. m.

Little Rock Order 4-F, Amendment 43, covering fresh fruits and vegetables in Miller County, filed 11:44 a. m.

Little Rock Order 5-F, Amendment 43, covering fresh fruits and vegetables in Garland County, filed 11:45 a. m.

Little Rock Order 6-F, Amendment 43, covering fresh fruits and vegetables, in Sebastian and Crawford counties, filed 11:45 a. m.

Lubbock Order 1-C, Amendment 1, covering poultry, filed 11:44 a. m.

Lubbock Order 2-C, Amendment 1, covering poultry, filed 11:43 a. m.

Lubbock Order 2-W, Amendment 5, covering dry groceries, filed 11:42 a. m.

Lubbock Order 3-C, Amendment 1, covering poultry, filed 11:43 a. m.

Lubbock Order 3-F, Amendment 49, covering fresh fruits and vegetables in certain counties in Texas, filed 1:22 p. m.

Lubbock Order G-18, Amendment 4, covering dry groceries, filed 11:43 a. m.

New Orleans Order 2-F, Amendment 67, covering fresh fruits and vegetables in certain parishes of Louisiana, filed 1:15 p. m.

Shreveport Order 3-F, Amendment 46, covering fresh fruits and vegetables, filed 1:23 p. m.

##### REGION VI

Grand Rapids Order 20-F, covering fresh fruits and vegetables in Urban Area A, filed 11:42 a. m.

Grand Rapids Order 21-F, covering fresh fruits and vegetables in Urban Area B, filed 11:42 a. m.

Grand Rapids Order 22-F, covering fresh fruits and vegetables in Urban Area C, filed 11:41 a. m.

Grand Rapids Order 65-F, covering fresh fruits and vegetables in Urban Area D, filed 11:41 a. m.

Saginaw Order 23, Amendment 3, covering dry groceries in the Saginaw District, filed 11:38 a. m.



Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,  
Secretary.

[F. R. Doc. 45-6894; Filed, Apr. 28, 1945;  
12:07 p. m.]

# SECURITIES AND EXCHANGE COMMISSION.

[File Nos. 70-930, 70-934, 70-1059]

NIAGARA HUDSON POWER CORP., ET AL.

## ORDER GRANTING APPLICATION AND PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 27th day of April, 1945.

In the matters of Niagara Hudson Corporation, New York Power and Light Corporation, Hudson Valley Fuel Corporation, File No. 70-930; New York Power and Light Corporation, Niagara Hudson Power Corporation, File No. 70-934; New York Power and Light Corporation, File No. 70-1059.

Niagara Hudson Power Corporation, a subsidiary of The United Corporation, a registered holding company, and New York Power and Light Corporation, a subsidiary of Niagara Hudson Power Corporation and of The United Corporation, having filed an application and declarations and amendments thereto pursuant to sections 6 (a), 6 (b), 7 and 12 of the Public Utility Holding Company Act of 1935 and Rules U-42 and U-43 promulgated thereunder as follows:

An application of New York Power and Light Corporation, filed pursuant to section 6 (b) of the act, for exemption from the provisions of section 6 (a) of the act of the issue and sale, in accordance with the competitive bidding requirements of Rule U-50, of 240,000 shares of Cumulative Preferred Stock, par value \$100 per share, the proceeds from such sale to be applied to the redemption of the outstanding preferred stocks of New York Power and Light Corporation;

A declaration of New York Power and Light Corporation, filed pursuant to section 12 of the act and Rule U-42, with respect to the proposed redemption and cancellation of its outstanding preferred stocks;

A declaration of Niagara Hudson Power Corporation, filed pursuant to section 12 of the act and Rule U-43, with respect to the proposed sale to New York Power and Light Corporation of 36,019 shares of New York Power and Light Corporation's 7% Preferred Stock and 19,181 shares of New York Power and Light Corporation's \$6 Preferred Stock;

A declaration of New York Power and Light Corporation, filed pursuant to sections 6 (a) (2) and 7 of the act, with respect to the proposed reduction of the aggregate stated value of its outstanding Common Capital Stock from \$20,637,107 to \$13,137,107 and the proposed

credit of the amount of \$7,500,000 to its Unearned Surplus; and

Public hearings having been held after appropriate notice, and the Commission having considered the records and having made and filed its findings and opinion herein;

It is ordered, That said application, as amended, be and it is hereby granted, subject to the terms and conditions prescribed in Rule U-24 and to the following further conditions:

(1) That New York Power and Light Corporation obtain from the Public Service Commission of the State of New York a final order expressly authorizing the issue and sale of said Cumulative Preferred Stock;

(2) That the proposed issue and sale of said Cumulative Preferred Stock shall not be consummated until the results of competitive bidding, pursuant to Rule U-50, shall have been made a matter of record in this proceeding and a further order shall have been entered by this Commission in the light of the record so completed, which order may contain such further terms and conditions as may then be deemed appropriate.

It is further ordered, That said declaration of New York Power and Light Corporation, as amended, with respect to the proposed redemption and cancellation of its outstanding preferred stocks be and the same is hereby permitted to become effective, subject to the terms and conditions prescribed in Rule U-24 and to the following further conditions:

(1) That New York Power and Light Corporation shall pay to Niagara Hudson Power Corporation, in redemption of the shares of New York Power and Light Corporation's preferred stocks held by Niagara Hudson Power Corporation, not more than \$5,849,704.79 plus accrued dividends on such shares;

(2) That New York Power and Light Corporation shall pay no dividends on its common stock except out of earnings accrued subsequent to March 31, 1945.

It is further ordered, That said declaration of Niagara Hudson Power Corporation, as amended, with respect to the proposed sale to New York Power and Light Corporation of 36,019 shares of New York Power and Light Corporation's 7% Preferred Stock and 19,181 shares of New York Power and Light Corporation's \$6 Preferred Stock be and the same is hereby permitted to become effective, subject to the terms and conditions prescribed in Rule U-24 and to the following further conditions:

(1) That the total consideration to be received for such sale shall be not more than \$5,849,704.79 plus accrued dividends;

(2) That the excess of the total consideration to be received by Niagara Hudson Power Corporation, less accrued dividends, over the carrying value of such shares on Niagara Hudson Power Corporation's books shall be credited to the Paid-in-Surplus and not to the Earned Surplus of Niagara Hudson Power Corporation.

It is further ordered, That said declaration of New York Power and Light Cor-

poration, as amended, with respect to the proposed reduction of the aggregate stated value of its outstanding Common Capital Stock from \$20,637,107 to \$13,137,107 and the proposed credit of the amount of \$7,500,000 to its Unearned Surplus be and the same is hereby permitted to become effective, subject to the terms and conditions prescribed in Rule U-24, and subject to the further condition that New York Power and Light Corporation shall not hereafter make any charges to Unearned Surplus unless fifteen (15) days' prior notice of the making of such charges shall have been given to this Commission. Jurisdiction is hereby reserved, upon receipt of such notice and as part of the proceeding herein, to impose such further terms and conditions as may then be deemed appropriate.

It is further ordered, That jurisdiction be and it is hereby reserved over the payment of all legal fees and expenses of all counsel in connection with the proposed transactions.

By the Commission.

[SEAL] ORVAL L. DUBOIS,  
Secretary.

[F. R. Doc. 45-6899; Filed, Apr. 28, 1945;  
2:22 p. m.]

[File Nos. 70-1057, 70-1058]

MIDDLE WEST CORP., ET AL.

## NOTICE OF FILING, NOTICE OF AND ORDER FOR HEARING AND ORDER FOR CONSOLIDATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 26th day of April A. D. 1945.

In the matters of the Middle West Corporation, Gus B. Walton, L. F. Rodgers, File No. 70-1057; and Arkansas-Missouri Power Corporation, the Middle West Corporation, L. F. Rodgers, File No. 70-1058.

Notice is hereby given that declarations and applications have been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935, regarding (a) the proposed sale by The Middle West Corporation (Middle West), a registered holding company, to and the acquisition by Gus B. Walton, an individual, of Little Rock, Arkansas, of the common stock interest of Middle West in its subsidiary, Arkansas-Missouri Power Corporation (Arkansas) and (b) the proposed sale by Middle West to and the acquisition by L. F. Rodgers, an individual, of Dallas, Texas, of the common stock interest of Middle West in its subsidiary, Missouri Edison Company (Missouri Edison) (File No. 70-1057).

Notice is further given that a declaration and an application have been filed with this Commission pursuant to the act, regarding (c) the proposed sale by Arkansas to and the acquisition by Rodgers of the common stock interest of Arkansas in its subsidiary, East Missouri Power Company (East Missouri), (File No. 70-1058).

All interested persons are referred to the aforesaid applications and declarations on file in the office of this Commission, for a statement of the transactions



therein proposed, which are summarized as follows:

(a) Middle West proposes to sell and Walton to buy, pursuant to an agreement dated March 29, 1945, 71,089 shares (of 166,165 shares outstanding) of common stock, par value \$1 per share, of Arkansas for \$925,000 cash. In addition, Middle West will receive any dividends, not exceeding 25¢ per share, declared prior to date of closing.

(b) Middle West proposes to sell and Rodgers to buy, pursuant to an agreement dated March 29, 1945, all outstanding shares of common stock, consisting of 2,400 shares, without par value, of Missouri Edison for \$285,000 cash. In addition, Middle West will receive any dividends, not exceeding \$3.00 per share plus a special dividend of \$63,698.64, declared prior to date of closing.

(c) Arkansas proposes to sell and Rodgers to buy, pursuant to an agreement dated March 29, 1945, all outstanding shares of common stock, consisting of 14,547 shares, without par value, of East Missouri for \$600,000 cash. In addition, Arkansas will receive any dividends not exceeding \$1 per share, declared prior to date of closing.

At the present time the declarants and applicants have made no determination as to the use of the net proceeds of the aforementioned sales.

The applicants and declarants have designated sections 9 (a) (2), 10, 11 (b) (1) and 12 (d) of the act and Rule U-44 as applicable to the proposed transactions.

It is requested that the Commission issue an appropriate order and findings in connection with the proposed transactions, conforming to the requirements of sections 371 and 1808 (f) of the Internal Revenue Code, as amended.

It appearing to the Commission that it is appropriate in the public interest and in the interests of investors and consumers that a hearing be held with respect to said matters, and that said declarations and applications shall not be permitted to become effective or be granted except pursuant to further order of the Commission, and

It further appearing to the Commission that substantial savings in time, effort and expense will result if the hearings on the aforesaid matters are consolidated:

*It is ordered*, That the proceedings herein involved be consolidated for hearing and that a hearing on said matters under the applicable provisions of the act and the rules of the Commission thereunder be held on May 9, 1945, at 10:00 a. m., e. w. t., at the office of the Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania, in such room as the hearing room clerk in Room 318 will at that time advise. Any person proposing to be heard or otherwise to participate in these proceedings shall file with the Secretary of the Commission on or before May 4, 1945, a written request relative thereto as provided by Rule XVII of the rules of practice of the Commission.

*It is further ordered*, That William W. Swift, or any other officer or officers of this Commission designated by it for that purpose, shall preside at the hearings on

such matters. The officer so designated to preside at any such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of the act and to a trial examiner under the Commission's rules of practice.

*It is further ordered*, That the right be and it hereby is reserved to order a separate hearing, to close the record or take action on such matter prior to closing the record on any other matter or proceeding herein, if at any time such procedure may appear conducive to an orderly and economic disposition of any matter consolidated for hearing herein.

*It is further ordered*, That without limiting the scope of the issues presented by said applications and declarations otherwise to be considered in these proceedings, particular attention will be directed at the hearing to the following matters and questions:

1. Whether the proposed acquisitions by Walton and Rodgers, respectively, will serve the public interest by tending toward the economical and efficient development of respective integrated public utility systems and whether such acquisitions meet the requirements of the other applicable provisions of section 10 of the act.

2. Whether any of the acquisitions will be detrimental to the carrying out of the provisions of section 11 of the act.

3. Whether the proposed transactions are necessary to effectuate the provisions of section 11 (b) (1) of the act.

4. Whether the proposed transactions meet the requirements of section 12 (d) of the act and the applicable rules thereunder.

5. Whether it is necessary or appropriate in the public interest or for the protection of investors or consumers to impose terms or conditions in respect of the proposed transactions and, if so, what terms and conditions should be imposed.

6. Generally, whether, in any respect, the proposed transactions are detrimental to the public interest or to the interest of investors or consumers or will tend to circumvent any provisions of the act or the rules, regulations or orders promulgated thereunder.

*It is further ordered*, That notice of said hearing is hereby given to the applicants and declarants and all other persons; said notice to be given to the declarants and applicants by registered mail, and to all other persons by general release of this Commission, distributed to the press and mailed to the mailing list for releases issued under the act and by publication in the FEDERAL REGISTER.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 45-6898; Filed, Apr. 28, 1945;  
2:22 p. m.]

[File No. 70-1051]

WASHINGTON GAS AND ELECTRIC CO. AND  
SOUTHERN UTAH POWER CO.

ORDER PERMITTING DECLARATION TO  
BECOME EFFECTIVE

At a regular session of the Securities  
and Exchange Commission, held at its

office in the City of Philadelphia, Pa., on the 27th day of April, A. D. 1945.

In the matter of Nathan A. Smyth and Leo Loeb, as trustees in reorganization under Chapter X of the Bankruptcy Act of Washington Gas and Electric Company, debtor; Southern Utah Power Company; File No. 70-1051.

Nathan A. Smyth and Leo Loeb, Trustees in Reorganization under Chapter X of the Bankruptcy Act of Washington Gas and Electric Company, Debtor, such Trustees being a registered holding company, and Southern Utah Power Company, a public-utility subsidiary of Washington Gas and Electric Company, having filed a declaration and amendments thereto, pursuant to the Public Utility Holding Company Act of 1935, regarding the issue and private sale by Southern Utah Power Company of \$840,000 principal amount of First Mortgage Bonds, 4% Series A, due May 1, 1970, the proceeds to be used to redeem \$482,500 principal amount of Southern Utah Power Company's 5½% First Mortgage Bonds owned by the public and \$121,000 principal amount of its 6% Debentures owned by Washington Gas and Electric Company, the balance of said proceeds to be used to pay for additions to the properties of Southern Utah Power Company, and concerning certain accounting adjustments and other proposed transactions, including the surrender by such Trustees of 2,656½ shares of the common stock of Southern Utah Power Company for retirement and the waiver by such Trustees of dividend arrears on the preferred stock of Southern Utah Power Company owned by Washington Gas and Electric Company; and

A public hearing having been held after appropriate notice and the Commission having considered the record in this matter and having made and filed its findings and opinion herein:

*It is ordered*, That said declaration, as amended, be and hereby is permitted to become effective forthwith, pursuant to the applicable provisions of said act, subject to the terms and conditions prescribed in Rule U-24 thereunder.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 45-6945; Filed, Apr. 30, 1945;  
9:26 a. m.]

## SURPLUS PROPERTY BOARD.

[Special Order 4]

### DEMILITARIZATION OF SURPLUS COMBAT MATÉRIEL

The Surplus Property Board recognizes that combat matériel often must be mutilated, disarmed, or otherwise demilitarized before disposal. In the interest of public health and safety and of national defense, a considerable amount of such property must be rendered innocuous, made unfit for further military use, or stripped of any confidential or secret characteristics.

Pursuant to the authority of the Surplus Property Act of 1944 (Pub. Law 457, 78th Congress, 2d Sess.; 58 Stat. 765), *It is hereby ordered*, That:



1. As used in this special order the term "combat matériel" means ammunition and explosives of all kinds, gases, lethal weapons, fire-control equipment, tanks and similar combat vehicles, tactical aircraft, secret and confidential military equipment, and accessories and components of the foregoing.

2. The War Department, as an owning agency, is authorized in its discretion to mutilate, disarm, or otherwise demilitarize the foregoing combat matériel. Such demilitarization shall be accomplished in such manner as to preserve so far as possible any civilian utility or commercial value of the property.

3. Any such property which is suitable for civilian use after demilitarization shall be reported to the appropriate disposal agency in accordance with Surplus Property Board Regulation No. 1 and orders thereunder.

4. Any such property which is not suitable for civilian use after demilitarization shall be disposed of by the War Department as scrap or salvage, in accordance with applicable regulations of the Surplus Property Board (or with applicable regulations of the Surplus War Property Administration until the same are superseded) governing disposal of scrap and salvage by owning agencies.

5. The War Department shall make full reports to the Surplus Property Board on June 1, 1945 and quarterly thereafter, of its activities under this special order.

This order shall apply only in the continental United States, and shall become effective upon publication in the FEDERAL REGISTER.

SURPLUS PROPERTY BOARD,  
By A. E. HOWSE,  
Administrator.

APRIL 24, 1945.

[F. R. Doc. 45-6852; Filed, Apr. 28, 1945;  
11:29 a. m.]

#### SELECTIVE SERVICE SYSTEM.

[Camp Order 147]

TIFFIN PROJECT, SENECA COUNTY, OHIO

ESTABLISHMENT AS CONSCIENTIOUS  
OBJECTOR CAMP

Pursuant to the authority contained in the Selective Training and Service Act of 1940, as amended, I hereby order:

1. That the Tiffin Project is designated as work of national importance and shall be known as Civilian Public Service Camp No. 147. Said project, located at Tiffin, Seneca County, Ohio, will be the base of operations for work at the Tiffin State Institute for Epileptics, a specialized mental hospital for the treatment of epilepsy, and registrants under the Selective Training and Service Act of 1940, who have been classified by their local boards as conscientious objectors to both combatant and noncombatant military service and have been placed in Class IV-E, may be assigned to said project in lieu of their induction for military service.

2. That the men assigned to said Tiffin Project will be engaged in clerical work, as attendants, waiters, farm hands, etc.,

and shall be under the direction of the Superintendent, Tiffin State Institute, as well as will be the project management. Men shall be assigned to and retained in camp in accordance with the provisions of the Selective Training and Service Act of 1940 and regulations and orders promulgated thereunder, as well as the regulations of the Tiffin State Institute. Administrative and directive control shall be under the Office of the Assistant Director of Selective Service in charge of Camp Operations.

LEWIS B. HERSHEY,  
Director.

APRIL 25, 1945.

[F. R. Doc. 45-6900; Filed, Apr. 28, 1945;  
2:46 p. m.]

#### UNITED STATES COAST GUARD.

##### APPROVAL AND TERMINATION OF APPROVAL OF EQUIPMENT

By virtue of the authority vested in me by R.S. 4405, 4417a, 4426, 4438, and 4491, as amended, 49 Stat. 1544 (46 U.S.C. 375, 391a, 404, 481, 489, 367), and Executive Order 9083, dated February 28, 1942 (3 CFR, Cum. Supp.), the following approval and termination of approval of equipment is prescribed:

##### APPROVAL OF EQUIPMENT

###### CLEANING PROCESS FOR LIFE PRESERVERS

Sullivan cleaning process for kapok life preservers, submitted by Sullivan Awning Company, 409 South Van Ness Street, Los Angeles, California.

###### LIFE FLOATS

15-person, solid rectangular balsa wood life float (Dwg. No. F-15, dated 7 April, 1945), submitted by Modcraft Co., Inc., 300 Wyckoff Avenue, Brooklyn 27, New York.

25-person rectangular balsa wood life float (Dwg. No. 200, dated 26 March, 1945, revised 13 April, 1945), submitted by American Life Float Corp., Newberg, Oregon.

###### LIFE RAFTS

20-person improved type life raft, plywood, steel reinforced construction, filled with Styrofoam and balsa wood (General Arrangement Dwg. No. LR 1-45-6-S, dated 24 March, 1945), submitted by Barry Manufacturing Company, 44 West 63rd Street, New York, New York.

20-person improved type life raft, plywood construction, filled with Foamglas (General Arrangement Dwg. No. B-20, dated 13 March, 1945, Rev. 5), submitted by Colvin-Slocum Boats, Inc., Portland, Oregon.

20-person improved type life raft, ¾" construction, filled with Foamglas (General Arrangement Dwg. No. B-1194, dated 20 April, 1945), submitted by Bell Lumber Company, Bell, California.

15-person improved type life raft, plywood construction, filled with Foamglas (General Arrangement Dwg. No. 8064-D, dated 11 April, 1945), submitted by Colvin-Slocum Boats, Inc., Amesbury, Mass.

###### TELEPHONE SYSTEMS

Sound powered telephone assembly, Model 101, splashproof, bulkhead mounted (without sound powered telephone handset) (Dwg. No. 101-S. C., Alt. C); sound powered telephone assembly, splashproof, bulkhead mounted (Dwg. No. SPS-201, Alt. 2); sound powered telephone assembly, watertight,

bulkhead mounted (Dwg. No. WTB-202, Alt. 2), submitted by Reukauf Engineering Company, 23 Flatbush Avenue, Brooklyn 17, New York.

Sound powered telephones, watertight aluminum cases; bulkhead mounted, Model MD-102, Alt. 36; Pedestal Mounting, Model MD-103, Alt. 36 (each telephone without sound powered telephone handset) (Dwg. No. MD-1023, Alt. 38, dated 22 March, 1945), submitted by Reukauf Engineering Co., 23 Flatbush Avenue, Brooklyn 17, New York.

##### TERMINATION OF APPROVAL

Coast Guard approval of the following items of equipment has been terminated, as the manufacturers no longer produce the same, and any of the items now installed in merchant vessels may be continued in service so long as in serviceable condition:

##### MOTION PICTURE PROJECTORS

Kodascope, Model A, submitted by Eastman Kodak Co., Rochester 4, New York. (Approved 1930)

Kodascope, Models B and C, submitted by Eastman Kodak Co., Rochester 4, New York. (Approved 1931)

Kodascope, Model K-75, submitted by Eastman Kodak Co., Rochester 4, New York. (Approved 1934)

New premier pathoscope, 16 mm model, submitted by Pathoscope Co., of America (Inc.), New York, N. Y. (Approved 1922)

Victor Cine projectors, Models 3, 3G, and 5, submitted by Victor Animatograph Corp., Davenport, Iowa. (Approved 1931)

Visionola sound motion-picture projector, radio model C-60, submitted by Visionola Mfg. Corp., New York, N. Y. (Approved 1931)

Dated: April 28, 1945.

L. T. CHALKER,  
Rear Admiral, U. S. C. G.,  
Acting Commandant.

[F. R. Doc. 45-6946; Filed, Apr. 30, 1945;  
10:19 a. m.]

#### WAR FOOD ADMINISTRATION.

[Docket No. AO 178]

MINNEAPOLIS-ST. PAUL, MINN., MARKETING AREA

##### NOTICE OF HEARING ON HANDLING OF MILK

Proposed marketing agreement and order regulating the handling of milk in the Minneapolis-St. Paul, Minnesota, Marketing Area.

Pursuant to the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 1940 et seq.), and in accordance with the applicable rules of practice and procedure (7 CFR, Cum. Supp., 900.1 et seq.), notice is hereby given of a hearing to be held in Green Hall, Forestry Building, University Farm, St. Paul, Minnesota, beginning at 10 a. m., c. w. t., on May 22, 1945, with respect to a proposed marketing agreement and order regulating the handling of milk in the Minneapolis-St. Paul, Minnesota, marketing area.

This public hearing is for the purpose of receiving evidence with respect to a proposed marketing agreement and order, the provisions of which are herein-after set forth. The proposed marketing agreement and order have not received the approval of the War Food Administrator, and at the hearing evidence will be received relative to all aspects of the



marketing conditions which are dealt with by the proposed marketing agreement and order. The provisions of the proposed marketing agreement and order are as follows:

**SECTION 1. Definitions.** The following terms shall have the following meanings:

(a) "Act" means Public Act, No. 10, 73d Congress, as amended and as reenacted and amended by the Agricultural Marketing Agreement Act of 1937, as amended.

(b) "Secretary" means the Secretary of Agriculture, or the War Food Administrator, or any officer or employee of the United States who is authorized to exercise the powers and to perform the duties of the Secretary of Agriculture.

(c) "Minneapolis-St. Paul, Minnesota, marketing area," hereinafter called the "marketing area," means the territory within the corporate limits of Minneapolis, Robbinsdale and Wayzata in Hennepin County; the cities of Anoka and Columbia Heights in Anoka County; the cities of St. Paul and White Bear in Ramsey County; the cities of West St. Paul and South St. Paul in Dakota County; and the city of Stillwater in Washington County, together with the following townships and all villages therein:

On the north the townships of Blaine, Centerville, Anoka and Fridley in Anoka County, the townships of Mounds View, White Bear and Rose in Ramsey County;

On the west the townships of Medina, Edina, Eden Prairie, Plymouth, Dayton, Brooklyn, Champlin, Golden Valley, Crystal Lake, New Hope, Minnetonka, Excelsior, Orono, and Minnetrista, all in Hennepin County, and that part of Chanhassen township in Carver County lying east of Sections 3, 10, 15, 22, 27 and 34;

On the south the townships of Bloomington, St. Louis Park and Richfield in Hennepin County; the townships of Glendale in Scott County; the townships of Mendota, West St. Paul, Rosemount and Inver Grove in Dakota County;

On the east of townships of Newport and New Canada in Ramsey County; the townships of Cottage Grove, Woodbury, Afton, Oakdale, Grant, Baytown, Lakeland and Stillwater and Oneka in Washington County.

All the area described herein lies within the State of Minnesota.

(d) "Person" means any individual, partnership, corporation, association, or any other business unit.

(e) "Producer" means any person, irrespective of whether such person is also a handler, who produces milk which is received at a plant of a handler from which milk is shipped to or disposed of in the marketing area for consumption in the form of fluid milk or fluid cream.

(f) "Handler" means any person, irrespective of whether such person is also a producer, who, on his own behalf or on behalf of others, purchases or receives milk from producers, associations of producers, or other handlers, all or a portion of which milk is shipped to or disposed of within the marketing area, during four or more consecutive months, for consumption in the form of fluid milk or

fluid cream. The term "handler" shall include a cooperative association with respect to the milk of its member producers which it causes to be delivered to the plant of a handler for the account of the association.

(g) "Emergency source" means a plant from which milk is shipped to or disposed of within the marketing area, during less than four consecutive months, for consumption in the form of fluid milk or fluid cream.

(h) "Cooperative association" means any cooperative marketing association of producers which the Secretary determines to be qualified pursuant to the provisions of the Act of Congress of February 18, 1922, as amended, known as the "Capper-Volstead Act," and to be engaged in making collective sales or marketing of milk or its products for the producers thereof.

(i) "Producer-handler" means any person who is both a producer and a handler and who receives no milk from other producers: *Provided*, That (1) the maintenance, care, and management of the dairy animals and other resources necessary to produce the milk are the personal enterprise of and at the personal risk of such person in his capacity as a producer; and (2) the processing, packaging, and distribution of milk are the personal enterprise of and at the personal risk of such person in his capacity as a handler.

(j) "Market administrator" means the person designated pursuant to section 2 as the agency for the administration hereof.

(k) "Delivery period" means the then current calendar month.

**Sec. 2. Market administrator—(a) Designation.** The agency for the administration hereof shall be a market administrator who shall be a person selected by the Secretary. Such person shall be entitled to such compensation as may be determined by, and shall be subject to removal at the discretion of, the Secretary.

(b) **Powers.** The market administrator shall:

(1) Administer the terms and provisions hereof;

(2) Receive, investigate, and report to the Secretary complaints of violations of the terms and provisions hereof;

(3) Prepare and disseminate for the benefit of producers, consumers, and handlers such statistics and information concerning the operations hereunder as do not reveal confidential information; and

(4) Make rules and regulations to effectuate the terms and provisions hereof.

(c) **Duties.** The market administrator, in addition to the duties hereinafter described, shall:

(1) Within 45 days following the date upon which he enters upon his duties, execute and deliver to the Secretary a bond conditioned upon the faithful performance of his duties, in an amount and with sureties thereon satisfactory to the Secretary.

(2) Pay, out of the funds provided by section 9, the cost of his bond, his own compensation, and all other expenses

necessarily incurred in the maintenance and functioning of his office;

(3) Keep such books and records as will clearly reflect the transactions provided for herein and surrender the same to his successor or to such other person as the Secretary may designate;

(4) Unless otherwise directed by the Secretary, publicly disclose, within 30 days after such nonperformance becomes known to the market administrator, the name of any person who, within 20 days after the date on which he is required to perform such acts, has not (i) made reports pursuant to section 3 or (ii) made payments pursuant to section 8; and may at any time thereafter so disclose any such name if authorized by the Secretary; and

(5) Promptly verify the information contained in the reports submitted by handlers.

**Sec. 3. Reports of handlers—(a) Periodic reports.** On or before the 6th day after the end of each delivery period, each handler, with respect to all milk or milk products which were, during such delivery period (1) received from producers; (2) received from other handlers; (3) received from such handler's own farm production; or (4) received from any other source, shall report to the market administrator in the detail and on forms prescribed by him as follows:

(i) The receipts at each plant from producers who are not handlers;

(ii) The receipts at each plant from any other handler, including any handler who is also a producer;

(iii) The receipts at each plant from such handler's own farm production;

(iv) The receipts at each plant from any other source;

(v) The utilization of all milk and milk products disposed of;

(vi) The quantity of milk and milk products on hand; and

(vii) The respective butterfat content of each of the above.

(b) **Reports of producer-handlers and handlers who receive no milk from producers.** Producer-handlers and handlers who receive no milk from producers shall make reports to the market administrator at such time and in such manner as the market administrator may require.

(c) **Reports as to producers.** Each handler not a cooperative association shall submit to the market administrator, within 20 days after the end of the delivery period, his producer pay roll for such delivery period, which shall show for each producer (1) the daily and total pounds of milk delivered with the average butterfat test thereof, and (2) the net amount of such handler's payments to such producer with the prices, deductions, and charges involved.

(d) **Verification of reports.** The market administrator shall verify all reports and payments of each handler by audit of such handler's records, and the records of any other handler or person upon whose utilization the classification of milk depends. Each handler shall keep adequate records of receipts and utilization of skim milk and butterfat and shall,



during the usual hours of business, make available to the market administrator or his representative such records and facilities as will enable the market administrator to:

- (1) Verify the receipts and utilization of all milk, skim milk, and butterfat and, in the case of errors or omissions, ascertain the correct figures;
- (2) Weigh, sample, and test for butterfat content, milk and milk products;
- (3) Verify payments to producers;
- (4) Make such examination of operations, equipment, and facilities as the market administrator deems necessary.

**Sec. 4. Classification of milk—(a) Basis of classification.** All skim milk and butterfat contained in milk, skim milk, cream and milk products purchased or received by a handler shall be reported by the handler and shall be classified by the market administrator in the classes set forth in (b) of this section.

**(b) Classes of utilization.** Subject to the conditions set forth in (a) and (d) of this section, the classes of utilization shall be as follows:

(1) Class I milk shall be all skim milk and butterfat disposed of for consumption in the form of milk, skim milk, or flavored milk drinks, and all skim milk and butterfat not specifically accounted for as Class II or Class III milk.

(2) Class II milk shall be all skim milk and butterfat used to produce cream, sweet or sour, cottage cheese, and buttermilk.

(3) Class III milk shall be all skim milk and butterfat specifically accounted for as used to produce a milk product other than those specified in Class I or Class II and as actual plant shrinkage not in excess of 1 percent of the total receipts of skim milk and butterfat from producers.

**(c) Responsibilities of handlers.** In establishing the classification of milk as required in (b) of this section, the burden rests upon the handler who receives milk from producers to account for the skim milk and butterfat contained in such milk and to prove to the market administrator that such skim milk or butterfat should not be classified as Class I.

**(d) Transfers of milk and cream.** (1) Skim milk and butterfat shall be classified as Class I when moved in the form of milk or skim milk from the plant of a handler (i) to the plant of another handler who receives milk from producers: *Provided*, That if such milk or skim milk is utilized in a lower class, it shall be classified accordingly subject to verification by the market administrator; (ii) to the plant of a handler who receives no milk from producers other than milk of his own production; and (iii) to the plant of a person, other than a handler, who distributes milk or skim milk in fluid form for consumption as such.

(2) Skim milk and butterfat shall be classified as Class II when moved in the form of cream from the plant of a handler (i) to the plant of another handler who receives milk from producers: *Provided*, That if such cream is utilized other than in the production of a Class II product, it shall be classified accord-

ingly, subject to verification by the market administrator; (ii) to the plant of a handler who receives no milk from producers other than milk of his own production; and (iii) to the plant of a person, other than a handler, who distributes cream in fluid form for consumption as such.

(3) Skim milk and butterfat disposed of by a handler in the form of milk, skim milk, or cream to the plant of a person, other than a handler, who does not distribute milk, skim milk or cream for consumption in fluid form shall be classified as Class III milk.

(4) Skim milk and butterfat received by a handler from an emergency plant shall be classified in the lowest use classification of the receiving handler.

(5) Skim milk and butterfat caused to be delivered from a producer to any other handler by a cooperative association which is a handler shall be ratably apportioned among the receiving handler's total Class I milk, Class II milk, and Class III milk.

**(e) Computation of the milk in each class.** For each delivery period the market administrator shall compute for each handler, on the basis of his reports, the amount of milk in each class as defined in (b) of this section as follows:

(1) Determine the total pounds of milk received by adding into one sum the total pounds of skim milk and butterfat contained in the milk, skim milk, cream and milk products received from all sources.

(2) Determine the total pounds of milk in Class I by adding into one sum the total pounds of skim milk and butterfat disposed of in each of the several products of Class I, and the total pounds of skim milk and butterfat unaccounted for or accounted for as plant shrinkage in excess of 1 percent of the total receipts of skim milk and butterfat from producers.

(3) Determine the total pounds of milk in Class II by adding into one sum the pounds of skim milk and butterfat used to produce each of the several products of Class II.

(4) Determine the total pounds of milk in Class III by adding into one sum the pounds of skim milk and butterfat used to produce each of the several products of Class III and the pounds of skim milk and butterfat accounted for as actual plant shrinkage not in excess of 1 percent of the total receipts of skim milk and butterfat from producers.

(5) Determine the classification of milk of producers as follows: (i) subtract from the pounds of skim milk and butterfat in each class the pounds of skim milk and butterfat which were received from emergency sources in series beginning with the lowest class; (ii) subtract from the remaining pounds of milk in each class the pounds of skim milk and butterfat which were received from other handlers and allocated to each class in accordance with (d) (3) and (5) of this section; (iii) subtract pro rata from the remaining pounds of skim milk and butterfat in each class, the pounds of skim milk and butterfat which were received from the handler's own farm production; (iv) if the remaining quan-

tity of milk contains a greater quantity of skim milk or butterfat than the handler reported having received from producers, an amount equal to the difference shall be subtracted pro rata from the remaining pounds of skim milk or butterfat in each class; and (v) the result shall be known as the "net pooled milk" in each class.

**Sec. 5. Minimum prices—(a) Class prices.** Each handler shall, subject to the provisions of (c) and (d) of this section, pay at the time and in the manner set forth in section 8 not less than the prices set forth in this section per hundredweight of milk during each delivery period at such handler's plant:

(1) For Class I milk the price shall be the basic price determined pursuant to (b) of this paragraph plus 50 cents during the months of January, February, March, and April; plus 40 cents during the months of May and June; and plus 70 cents during the months of July, August, September, October, November, and December.

(2) For Class II milk the price shall be the basic price determined pursuant to (b) of this paragraph plus 20 cents during January, February, March, and April; plus 10 cents during May and June; and plus 32 cents during July, August, September, October, November, and December.

(3) For Class III milk the price shall be that determined by the market administrator as follows: (i) multiply by 3.5 the average wholesale price per pound of 93-score butter at New York as reported by the United States Department of Agriculture (or such other reporting agency as may be authorized to perform this price reporting function) and add 20 percent thereof; (ii) multiply by 7.7 the average spray and roller process nonfat dry milk solids for human consumption, in carlots f. o. b. manufacturing plant, as reported for the Chicago area by the United States Department of Agriculture (or such other agency as may be authorized to perform this price reporting function); (iii) add into one sum the amounts obtained in (i) and (ii); and (iv) subtract 42 cents therefrom.

**(b) Basic price.** The basic price to be used in determining the prices per hundredweight of Class I and Class II milk set forth in this section shall be the price for Class III milk computed pursuant to (a) (3) of this section or that derived from the formulae set forth in (1) and (2) of this paragraph, whichever is the highest.

(1) The average of the basic or field prices ascertained to have been paid for milk of 3.5 percent butterfat content received during the delivery period at the following places for which prices are reported to the market administrator by the listed companies or by the United States Department of Agriculture (or by such other Federal agency as may be authorized to perform this price reporting function):

Mt. Pleasant, Michigan.  
Sparta, Michigan.  
Hudson, Michigan.  
Wayland, Michigan.  
Coopersville, Michigan.



Greenville, Wisconsin.  
Black Creek, Wisconsin.  
Orfordville, Wisconsin.  
Chilton, Wisconsin.  
Northfield, Minnesota.  
Berlin, Wisconsin.  
Richland Center, Wisconsin.  
Oconomowoc, Wisconsin.  
Jefferson, Wisconsin.  
New Glarus, Wisconsin.  
Belleville, Wisconsin.  
New London, Wisconsin.  
Manitowoc, Wisconsin.  
West Bend, Wisconsin.

(2) (i) Multiply the average wholesale price per pound of 93-score butter at New York for said delivery period as reported by the United States Department of Agriculture by six (6); (ii) add 2.4 times the average weekly prevailing price per pound of "Twins" during said delivery period on the Wisconsin Cheese Exchange at Plymouth, Wisconsin: *Provided*, That if the price of "Twins" is not quoted on the Wisconsin Cheese Exchange the weekly prevailing price of "Cheddars" shall be deemed to be the prevailing price for "Twins" and shall be used in determining the price pursuant to this paragraph; (iii) divide by seven (7), the sum so determined being hereafter referred to in this paragraph as the "combined" butter and cheese value; (iv) to the combined butter and cheese value add 30 percent thereof; and (v) multiply the sum computed in subparagraph (iv) by 3.5.

(c) *Location differential.* With respect to milk purchased or received from producers at a plant located outside the marketing area, and which is classified as Class I milk, the price per hundredweight computed pursuant to (a) (1) of this section shall be reduced one-half cent for each full mile that such plant is distant from the marketing area. Such deduction shall be based on the shortest highway distance from such plant to the marketing area, as determined by the market administrator.

(d) *Butterfat differentials to handlers.* (1) If the average butterfat content of the milk disposed of by any handler as net pooled Class I milk or as net pooled Class II milk is more or less than 3.5 percent, such handler shall add to the Class I or Class II prices per hundredweight computed pursuant to (a) (1) and (2) of this section for each one-tenth of 1 percent that the average butterfat content of such Class I milk or such Class II milk is above 3.5 percent, or shall subtract from such Class I or Class II price for each one-tenth of 1 percent that the average butterfat content of such Class I or Class II milk is below 3.5 percent, an amount computed by the market administrator as follows: To the average wholesale price per pound of 93-score butter at New York as reported by the United States Department of Agriculture (or such other Federal agency as may be authorized to perform this price reporting function), add 25 percent and divide the sum obtained by 10.

(2) If the average butterfat content of the milk disposed of as net pooled Class III milk by any handler is more or less than 3.5 percent, such handler shall add to the Class III price computed pursuant to (a) (3) of this section for each one-

tenth of 1 percent that the average butterfat content of such milk is above 3.5 percent, or shall subtract from such Class III price for each one-tenth of 1 percent that the average butterfat content of such milk is below 3.5 percent, an amount computed by the market administrator as follows: To the average wholesale price per pound of 93-score butter at New York as reported by the United States Department of Agriculture (or such other Federal agency as may be authorized to perform this price reporting function), add 20 percent and divide the sum obtained by 10.

(e) *Emergency price provisions.* Whenever the provisions hereof require the market administrator to use a specific price (or prices) for milk or any milk product for the purpose of determining class prices or for any other purpose, the market administrator shall add to the specified price the amount of any subsidy, or other similar payments, being made by any Federal agency in connection with the milk, or product, associated with the price specified: *Provided*, That if for any reason the price specified is not reported or published as indicated, the market administrator shall use the applicable maximum uniform price established by regulations of any Federal agency plus the amount of any such subsidy or other similar payment: *Provided further*, That if the specified price is not reported or published and there is no applicable maximum uniform price, or if the specified price is not reported or published and the Secretary determines that the market price is below the applicable maximum uniform price, the market administrator shall use a price determined by the Secretary to be equivalent to or comparable with the price specified.

SEC. 6. *Application of provisions—(a) Handlers who receive no milk from producers.* Sections 4, 5, 7, 8, 9, and 10 shall not apply to the handling of milk by handlers whose sole sources of supply are receipts from other handlers or who are producer-handlers pursuant to section 1 (h) as verified by the market administrator in the manner provided in (b) of this section.

(b) *Producer-handlers.* Handlers shall furnish to the market administrator for his verification, subject to review by the Secretary, evidence of their qualifications as producer-handlers pursuant to section 1 (h), as of the effective date hereof, and they shall furnish evidence of subsequent changes made in the manner of producing or distributing that milk that affect their qualification as producer-handlers; such verification by the market administrator shall be made within 15 days of the receipt of the evidence and shall be effective retroactively to the effective date hereof in cases verified within 45 days of such effective date and shall be effective retroactively to the first day of the delivery period during which verification is made in subsequent cases.

(c) *Payment for excess milk or butterfat.* If a handler after subtracting receipts from his own farm production, and receipts from other handlers and emergency sources, has disposed of skim milk or butterfat in excess of the skim

milk or butterfat which, on the basis of his reports, has been credited to his producers as having been delivered by them, the market administrator in computing the value of the milk of such handler, pursuant to section 7 (a) shall add an amount equal to the value of such skim milk or butterfat in accordance with its utilization by the handler as determined pursuant to section 4 (e) (5) (iv).

SEC. 7. *Determination of uniform price to producers—(a) Computation of the value of milk of each handler.* For each delivery period the market administrator shall compute the value of all milk received by each handler from producers in the following manner:

(1) Multiply the net pooled milk in each class computed pursuant to section 4 (e) by the class prices computed pursuant to section 5 (a) subject to the differentials set forth in sections 5 (c) and (d), if applicable;

(2) Add together the resulting amounts; and

(3) Add the value of any payments to be made pursuant to section 6 (c).

(b) *Computation of the uniform price for each handler.* The market administrator shall compute the uniform price per hundredweight of milk received during the delivery period by each handler as follows:

(1) From the value computed pursuant to (a) of this section, subtract, if the average butterfat content of all milk received from producers is more than 3.5 percent, or add if such average butterfat content is less than 3.5 percent, an amount computed as follows: Multiply the amount by which the average butterfat content varies from 3.5 percent by the butterfat differential computed pursuant to section 8 (b) and multiply the result by the total hundredweight of milk received from producers.

(2) Add an amount representing the fraction used in adjusting the uniform price for the previous delivery period to the nearest cent.

(3) Divide the result by the total hundredweight of milk received from producers.

(4) Adjust the resulting figure to the nearest full cent. This shall be known as the uniform price per hundredweight for each handler for milk containing 3.5 percent butterfat.

(c) *Announcement of class prices.* On or before the 6th day after the end of each delivery period the market administrator shall mail to all handlers and make public announcement of the class prices computed pursuant to section 5 (a), and the butterfat differentials computed pursuant to sections 5 (d) and 8 (b).

(d) *Announcement of uniform prices.* On or before the 10th day after the end of each delivery period the market administrator shall notify each handler and make public announcement of the uniform prices computed pursuant to (b) of this section.

SEC. 8. *Payments to producers—(a) Time and method of payment.* (1) On or before the 15th day after the end of each delivery period each handler shall make payment to each producer for milk received from him during the delivery



period at not less than the uniform price per hundredweight computed for such handler by the market administrator pursuant to section 7 (b), subject to the butterfat differential set forth in (b) of this section.

(2) On or before the 10th day after the end of each delivery period each handler shall make payment to a cooperative association for milk which it caused to be delivered to such handler from producers for the account of such cooperative association for the utilization value of such milk at not less than the class prices set forth in section 5 (a), subject to the differentials set forth in sections 5 (c) and (d), and less the amount of the payment made pursuant to (3) of this paragraph.

(3) On or before the 20th day of each delivery period each handler shall, at the request of the cooperative association, make payment to such association not less than the approximate value of the milk which such cooperative association caused to be delivered to such handler from producers during the first 15 days of the delivery period.

(b) *Butterfat differential.* If, during the delivery period, any handler has purchased or received from any producer, milk having an average butterfat content other than 3.5 percent, such handler in making the payments prescribed in (a) of this section, shall add to the uniform price per hundredweight paid to such producer for each one-tenth of 1 percent of butterfat content in milk above 3.5 percent not less than, or shall deduct from the uniform price per hundredweight for each one-tenth of 1 percent of butterfat content in milk below 3.5 percent not more than, an amount computed by the market administrator as follows: to the average wholesale price per pound of 93-score butter at New York as reported by the United States Department of Agriculture (or such other Federal agency as may be authorized to perform this price reporting function) add 20 percent, and divide the resulting sum by 10.

(c) *Correction of errors in payments to producers.* Errors in making any of the payments prescribed in this section, shall be corrected not later than the date for making payments next following the determination of such errors. Any correction affecting all producers delivering to any handler during the period in which such error occurred shall be corrected as the market administrator shall determine to be equitable, either by (a) adjustment of the account of each individual producer who delivered during such period on the basis of a recomputation of the price of such handler, or (b) addition or subtraction of the amount of such correction to or from the value of all milk received by such handler in the delivery period during which such error was determined, computed as set forth in section 7 (a).

(d) *Statement to producers.* In making the payments required by this section, each handler shall furnish each producer with a supporting statement in such form that it may be retained by the producer, which shall show:

(1) The delivery period and the identity of the handler and of the producer;

(2) The total pounds and average butterfat test of milk delivery by the producer;

(3) The minimum rate or rates at which payment to the producer is required under the provisions of (a) and (c) of this section;

(4) The rate which is used in making the payment, if such rate is other than the applicable minimum rate;

(5) The amount or the rate per hundredweight of each deduction claimed by the handler, including any deductions claimed under section 10, together with a description of the respective deductions; and

(6) The net amount of payment to the producer.

#### SEC. 9. Expense of administration—

(a) *Payments by handlers.* As his prorata share of the expense of the administration hereof, each handler, on or before the 18th day after end of each delivery period, shall pay to the market administrator a sum not exceeding 2 cents per hundredweight with respect to all Class I milk and Class II milk disposed of during such delivery period by such handler, the exact sum to be determined by the market administrator subject to review by the Secretary.

(b) *Suits by the market administrator.* The market administrator may maintain a suit in his own name against any handler for the collection of such handler's prorata share of expense set forth in this section.

SEC. 10. *Marketing services.*—(a) *Deductions for market services.* Except as set forth in (b) of this section, each handler shall deduct an amount not exceeding 2 cents per hundredweight (the exact amount to be determined by the market administrator subject to review by the Secretary) from the payments made to producers pursuant to section 8 with respect to all milk received by such handler from producers during the delivery period and shall pay such deductions to the market administrator not later than the 18th day after the end of the delivery period. Such money shall be used by the market administrator to verify weights, samples, and tests of milk received by handlers from producers during the delivery period and to provide such producers with market information, such services to be performed in whole or in part by the market administrator or by an agent engaged by and responsible to him.

(b) *Producers' cooperative association.* In the case of producers for whom a cooperative association, which the Secretary determines to be qualified under the provisions of the Act of Congress of February 18, 1922, as amended, known as the "Capper-Volstead Act," is actually performing as determined by the Secretary, the services set forth in (a) of this section, no deductions shall be made.

SEC. 11. *Effective time, suspension, and termination.*—(a) *Effective time.* The provisions hereof or any amendments hereto shall become effective at such time as the Secretary may declare and

shall continue in force until suspended or terminated pursuant to paragraph (b) of this section.

(b) *Termination.* The Secretary may terminate this agreement whenever he finds that it obstructs or does not tend to effectuate the declared policy of the act.

This agreement shall, in any event, terminate whenever the provisions of the act authorizing it cease to be in effect.

(c) *Continuing power and duty of the market administrator.* If, upon the suspension or termination of any or all provisions hereof, there are any obligations arising hereunder, the final accrual or ascertainment of which requires further acts by any handler, by the market administrator, or by any other person, the power and duty to perform such further acts shall continue notwithstanding such suspension or termination: *Provided,* That any such acts required to be performed by the market administrator shall, if the Secretary so directs, be performed by such other person, persons, or agency as the Secretary may designate.

The market administrator, or such other person as the Secretary may designate (1) shall continue in such capacity until discharged by the Secretary; (2) from time to time account for all receipts and disbursements and deliver all funds or property on hand, together with the books and records of the market administrator, or such person, to such person as the Secretary shall direct; and (3) if so directed by the Secretary execute such assignments or other instruments necessary or appropriate to vest in such person full title to all funds, property, and claims vested in the market administrator or such person pursuant thereto.

(d) *Liquidation after suspension or termination.* Upon the suspension or termination of any or all provisions hereof, the market administrator, or such person as the Secretary may designate shall, if so desired by the Secretary, liquidate the business of the market administrator's office, and dispose of all funds and property then in his possession or under his control, together with claims for any funds which are unpaid or owing at the time of such suspension or termination. Any funds collected pursuant to the provisions hereof, over and above the amounts necessary to meet outstanding obligations and the expenses necessarily incurred by the market administrator or such person in liquidating the distributing of such funds, shall be distributed to the contributing handlers and producers in an equitable manner.

SEC. 12. *Agents.* The Secretary may, by designation in writing, name any officer or employee of the United States to act as his agent or representative in connection with any of the provisions hereof.

SEC. 13. *Liability of handlers.* The liability of the handlers hereunder is several and not joint and no handler shall be liable for the default of any other handler.

Copies of this notice of hearing may be procured from the Hearing Clerk, Office of the Solicitor, United States Depart-



ment of Agriculture, in Room 1331 South Building, Washington, D. C., or may be there inspected.

Dated: April 30, 1945.

THOMAS J. FLAVIN,  
Assistant to the  
War Food Administrator.

[F. R. Doc. 45-6960; Filed Apr. 30, 1945;  
11:16 a. m.]

#### WAR MANPOWER COMMISSION.

NEW ORLEANS, LA.

##### MINIMUM WARTIME WORKWEEK

Designation of the New Orleans, Louisiana, Area as subject to Executive Order No. 9301.

The designation of the New Orleans, Louisiana, Area, dated June 20, 1944 (9 F.R. 9710), as subject to Executive Order No. 9301 is hereby amended to read as follows:

By virtue of the authority vested in me as Regional Director of Region X by § 903.2 of War Manpower Commission Regulation No. 3, "Minimum Wartime Workweek of 48 hours" (8 F.R. 7225), and having found that the provisions of this regulation are no longer necessary to alleviate labor shortages which are impeding the war effort, I hereby rescind the designation of the New Orleans, Louisiana Area as subject to the provisions of Executive Order No. 9301.

The effective date of this rescission is April 23, 1945.

Date of issuance: April 21, 1945.

J. H. BOND,  
Regional Director.

[F. R. Doc. 45-6812; Filed, Apr. 27, 1945;  
2:24 p. m.]

#### WAR PRODUCTION BOARD.

[C-312]

EVA HOFFMAN, FANNY HOFFMAN AND  
SYLVIA HOFFMAN

##### CONSENT ORDER

Eva Hoffman, Fanny Hoffman and Sylvia Hoffman are the owners of the premises and buildings located at Second and Chestnut Streets, Souderton, Pennsylvania, which are leased to and occupied by the Souderton Furniture Company as a furniture manufacturing plant. Between September 26, 1944 and March 1, 1945, they caused construction to be done on these premises in erecting a two-story addition, approximately 80 x 95 feet, together with a loading platform approximately 45 x 80 feet, to be used as a warehouse or factory by the said Souderton Furniture Company. This construction was done without authorization of the War Production Board and in violation of Conservation Order L-41, at a cost in excess of \$11,000. At this time the addition is approximately 75% completed. Eva Hoffman, Fanny Hoffman and Sylvia Hoffman admit the violation as charged and have consented to the issuance of this order.

Wherefore, upon the agreement and consent of Eva Hoffman, Fanny Hoffman and Sylvia Hoffman, the Regional Compliance Manager and the Regional Attorney, and upon the approval of the Compliance Commissioner, *It is hereby ordered, That:*

(a) Neither Eva Hoffman, Fanny Hoffman or Sylvia Hoffman, their successors or assigns, nor any other person, shall do any construction on the premises now owned by them and occupied by the Souderton Furniture Company, located at Second and Chestnut Streets, Souderton, Pennsylvania, including putting up or altering the structures located on the said premises, unless hereafter specifically authorized in writing by the War Production Board.

(b) The above restriction shall not apply to maintenance and repair as defined or governed by Conservation Order L-41, as amended from time to time, which involves no alterations, structural or otherwise, no change in design and no change in type or kind of materials, nor shall it apply to such minimum amount of work and material necessary to protect the new addition against weather damage.

(c) Nothing contained in this order shall be deemed to relieve Eva Hoffman, Fanny Hoffman or Sylvia Hoffman, their successors or assigns, from any restriction, prohibition or provision contained in any other order or regulation of the War Production Board, except insofar as the same may be inconsistent with the provisions hereof.

Issued this 30th day of April 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-6964; Filed, Apr. 30, 1945;  
11:42 a. m.]

[C-313]

JAMES HOPCROFT

##### CONSENT ORDER

James Hopcroft, of 360 Manatee Avenue, Hazel Park, Michigan, is charged by the War Production Board with having done construction, in January 1945, without permission of the War Production Board, of a cement-block store building at 1288 East Seven-Mile Road, Detroit, Michigan, the estimated cost of which was in excess of \$200.00, in violation of War Production Board Conservation Order L-41. James Hopcroft admits the violation as charged, does not desire to contest the charge, and has consented to the issuance of this order.

Wherefore, upon the agreement and consent of James Hopcroft, the Regional Compliance Chief, and the Regional Attorney, and upon the approval of the Compliance Commissioner, *It is hereby ordered, That:*

(a) James Hopcroft shall do no construction on the premises at 1288 East Seven-Mile Road, Detroit, Michigan, including putting up, altering or finishing the structure, unless hereafter specifically authorized in writing by the War Production Board.

(b) Nothing contained in this order shall be deemed to relieve James Hopcroft from any restriction, prohibition or provision contained in any other order or regulation of the War Production Board except insofar as the same may be inconsistent with the provisions hereof.

(c) The restrictions and prohibitions contained herein shall apply to James Hopcroft, his successors and assigns, or persons acting on his behalf. Prohibitions against the taking of any action include the taking indirectly as well as directly of any such action.

Issued this 30th day of April 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-6965; Filed, Apr. 30, 1945;  
11:41 a. m.]

[C-314]

FOREST CITY MATERIAL CO.

##### CONSENT ORDER

The Forest City Material Company is a corporation, located at 17903 St. Clair Avenue, Cleveland, Ohio, operating two retail lumber yards in Cleveland and vicinity, and is also engaged in manufacturing wooden shipping containers for various war plants. It was found that in certain instances, the Company as a distributor, had received orders for and delivered softwood plywood prior to its having received the preference ratings required by Limitation Order L-150-a. As a Class I consumer, it was authorized on Form WPB-3640 to order for delivery in and to receive in the third quarter of 1944, 945,000 board feet of lumber, but during that period transferred from its distributors' stock to its Class I consumer operation a total of 1,054,254 board feet of lumber, or 109,254 board feet in excess of its authority. This was a violation of Limitation Order L-335, paragraph (i) as amended June 23, 1944. The company admits the violations but maintains they were not wilful and has consented to the issuance of this order.

Wherefore, upon the agreement and consent of The Forest City Material Company, the Regional Compliance Chief, and the Regional Attorney, and upon the approval of the Compliance Commissioner, *it is hereby ordered, That:*

(a) As a Class I consumer, during the second and third quarters of 1945 The Forest City Material Company, its successors or assigns, shall not accept deliveries of more than its authorized allocation of board feet of lumber from which shall be deducted 55,000 board feet for each quarter.

(b) Nothing contained in this order shall be deemed to relieve The Forest City Material Company, its successors or assigns, from any restriction, prohibition or provision contained in any other order or regulation of the War Production Board, except insofar as the same



may be inconsistent with the provisions hereof.

Issued this 30th day of April 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-6966 Filed, Apr. 30, 1945;  
11:41 a. m.]

[C-315]

ALBERT L. PIERCE

CONSENT ORDER

On March 28, 1945, Albert L. Pierce submitted an application to the Dallas District Office of the War Production Board on Form WPB-617 (Serial No. 8-1-3644) in which he requested authority to construct a 40' x 60' brick building with an estimated cost of \$3250 to be used for a cafe and living quarters on a tract of land owned by Pierce and located at the southeast corner of Northwest Highway and Abrams Road, Dallas County, Texas. Attached to said application form is a sketch showing the dimensions of the proposed building. The War Production Board District Office, on March 29, 1945, authorized the construction as requested in said application. Following receipt of said authorization, Pierce began the construction of a building with dimensions of 50' x 110' at an estimated cost between \$4500 and \$5000.

Albert L. Pierce admits that the structure which he is now building is larger than, and the estimated cost is in excess of, that granted by the War Production Board and has consented to the issuance of this order.

Wherefore, upon the agreement and consent of Albert L. Pierce, the Regional Compliance Manager and the Regional Attorney, and upon the approval of the Compliance Commissioner, *It is hereby ordered, That:*

(a) Neither Albert L. Pierce or his successors or assigns, or any other person shall do any construction on the property of Pierce located at the southeast corner of Northwest Highway and Abrams Road, Dallas County, Texas, except the construction described in Pierce's application Form WPB-617, Serial No. 8-1-3644, and authorized on March 29, 1945, by the Dallas District Office of the War Production Board, and except as may hereafter be authorized in writing by the War Production Board.

(b) Nothing contained in this order shall be deemed to relieve Albert L. Pierce, his successors or assigns, from any restriction, prohibition or provision contained in any order or regulation of the War Production Board, except insofar as the same may be inconsistent with the provisions hereof.

Issued this 30th day of April 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-6967; Filed, Apr. 30, 1945;  
11:42 a. m.]

[C-316]

THE BIRMINGHAM ECCENTRIC

CONSENT ORDER

George R. Averill and Paul N. Averill, co-partners, doing business as The Birmingham Eccentric, with offices at 220 North Woodward Avenue, Birmingham, Michigan, publish The Birmingham Eccentric, a weekly newspaper, and are commercial printers. George R. Averill and Paul N. Averill are charged by the War Production Board with having used for commercial printing, during 1944, 30,922 pounds of paper in excess of their quarterly consumption quotas, in violation of Limitation Order L-241. George R. Averill and Paul N. Averill admit the violation as charged, do not desire to contest the charge, and have consented to the issuance of this order.

Wherefore, upon the agreement and consent of George R. Averill and Paul N. Averill, the Regional Compliance Chief, and the Regional Attorney, and upon the approval of the Compliance Commissioner *It is hereby ordered, That:*

(a) George R. Averill and Paul N. Averill, co-partners, doing business as The Birmingham Eccentric, shall, during the second and third quarters of 1945 beginning April 1, 1945, and ending October 1, 1945, reduce their use of paper for commercial printing by using, during the second quarter of 1945, 15,461 pounds less, and during the third quarter of 1945, 15,461 pounds less, than the quarterly consumption quota they would otherwise be entitled to use during the applicable quarters as specified by the provisions of Limitation Order L-241, unless otherwise authorized in writing by the War Production Board.

(b) Nothing contained in this order shall be deemed to relieve George R. Averill and Paul N. Averill, co-partners, doing business as The Birmingham Eccentric, from any restriction, prohibition or provision contained in any other order or regulation of the War Production Board except insofar as the same may be inconsistent with the provisions hereof.

(c) The restrictions and prohibitions contained herein shall apply to George R. Averill and Paul N. Averill, individually and as co-partners, doing business as The Birmingham Eccentric, or under any other name, their successors and assigns, or persons acting on their behalf. Prohibitions against the taking of any action include the taking indirectly as well as directly of any such action.

Issued this 30th day of April 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-6968; Filed, Apr. 30, 1945;  
11:40 a. m.]

[C-317]

MARINO JEWELRY CO.

CONSENT ORDER

Paul Marino, doing business as Marino Jewelry Company in North Providence,

Rhode Island, is engaged in the business of a jewelry manufacturer. He is charged by the War Production Board with having exceeded his silver quotas in 1943 and 1944 by a total excess of 56,943 troy ounces, fine domestic silver content, in violation of Conservation Order M-199. Paul Marino, doing business as Marino Jewelry Company, admits these violations but denies that they were wilful, does not care to contest the issue of wilfulness and has consented to the issuance of this order.

Wherefore, upon the agreement and consent of Paul Marino, doing business as Marino Jewelry Company, the Regional Compliance Manager and the Regional Attorney, and upon the approval of the Compliance Commissioner, *It is hereby ordered, That:*

(a) During the second, third and fourth calendar quarters of 1945, Paul Marino shall not purchase, accept, deliver or put into process any domestic silver except that which shall be processed on toll agreement for others for List B uses as defined in Conservation Order M-199 as amended September 18, 1944, unless specifically authorized in writing by the War Production Board.

(b) Nothing contained in this order shall be deemed to relieve Paul Marino from any restriction, prohibition or provision contained in any other order or regulation of the War Production Board, except insofar as the same may be inconsistent with the provisions hereof.

(c) The restrictions and prohibitions contained herein shall apply to Paul Marino, doing business as Marino Jewelry Company, or under any other name, his successors or assigns, or persons acting on his behalf. Prohibitions against the taking of any action include the taking indirectly as well as directly of any such action.

Issued this 30th day of April 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-6969; Filed, Apr. 30, 1945;  
11:40 a. m.]

[C-319]

THE TIMBER SKY CAMP

CONSENT ORDER

Paul Schlenker and Gordon Bachman, co-partners, located in South Branch, Michigan, are charged by the War Production Board with having done construction in August, 1943, without permission of the War Production Board, of an airport, service station, and a tourist camp to be known as "The Timber Sky Camp", at South Branch, Michigan, the estimated cost of which was in excess of \$200, in violation of Conservation Order L-41. Paul Schlenker and Gordon Bachman admit the violation as charged, do not desire to contest the charge, and have consented to the issuance of this order.

Wherefore, upon the agreement and consent of Paul Schlenker and Gordon Bachman, the Regional Compliance Chief, and the Regional Attorney, and



upon the approval of the Compliance Commissioner, *It is hereby ordered, That:*

(a) Paul Schlenker and Gordon Bachman shall do no construction on the premises known as "The Timber Sky Camp" at South Branch, Michigan, including putting up, altering or finishing the structure, unless hereafter specifically authorized in writing by the War Production Board.

(b) Nothing contained in this order shall be deemed to relieve Paul Schlenker and Gordon Bachman from any restriction, prohibition or provision contained in any other order or regulation of the War Production Board except insofar as the same may be inconsistent with the provisions hereof.

(c) The restrictions and prohibitions contained herein shall apply to Paul Schlenker and Gordon Bachman, individually and as partners, their successors and assigns, or persons acting on their behalf. Prohibitions against the taking of any action include the taking indirectly as well as directly of any such action.

Issued this 30th day of April, 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-6970: Filed, Apr. 30, 1945;  
11:41 a. m.]

[C-320]

CHARLES S. BISSETT AND HELEN BISSETT

CONSENT ORDER

Charles S. Bissett and Helen Bissett are charged by the War Production Board with having carried on construction in the reconversion of a barn into a family residence at 119 North Main Street, Cohasset, Massachusetts at an estimated cost of \$2,165 without authorization from the War Production Board and in violation of Conservation Order L-41. Charles S. Bissett and Helen Bissett admit the violation as charged but deny that it was wilful, do not care to contest the issue of wilfulness and have consented to the issuance of this order.

Wherefore upon the agreement and consent of Charles S. Bissett and Helen Bissett, the Regional Compliance Manager, and the Regional Attorney, and upon the approval of the Compliance Commissioner, it is hereby ordered, That:

(a) Charles S. Bissett and Helen Bissett, shall do no construction on the premises at 119 North Main Street, Cohasset, Massachusetts including putting up, altering or finishing the structure unless hereafter specifically authorized in writing by the War Production Board or by the Federal Housing Administration.

(b) Nothing contained in this order shall be deemed to relieve Charles S. Bissett and Helen Bissett, from any restriction, prohibition, or provision contained in any other order or regulation of the War Production Board, except insofar as

the same may be inconsistent with the provisions hereof.

(c) The restrictions and prohibitions contained herein shall apply to Charles S. Bissett and Helen Bissett, their successors and assigns, or persons acting on their behalf. Prohibitions against the taking of any action include the taking indirectly as well as directly of any such action.

Issued this 30th day of April 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-6971: Filed, Apr. 30, 1945;  
11:42 a. m.]

[C-321]

PALLADIUM PUBLISHING CO.

CONSENT ORDER

Palladium Publishing Company, a Michigan corporation, with offices at 59-61 Wall Street, Benton Harbor, Michigan, publisher of "The News-Palladium", is charged by the War Production Board with having used, during the first, second and third quarters of 1943 print paper for the printing of The News-Palladium, in the amount of 36,243 pounds in excess of its quota, in violation of Limitation Order L-240. Palladium Publishing Company admits the violation as charged, does not desire to contest the charge, and has consented to the issuance of this order.

Wherefore, upon the agreement and consent of Palladium Publishing Company, the Regional Compliance Chief, and the Regional Attorney, and upon the approval of the Compliance Commissioner, *It is hereby ordered, That:*

(a) During the second calendar quarter beginning April 1, 1945, and ending July 1, 1945, Palladium Publishing Company shall reduce its use of print paper for the printing of The News-Palladium by 36,243 pounds under the quota it would otherwise be entitled to use during this period as specified by the provisions of Limitation Order L-240, unless otherwise authorized in writing by the War Production Board.

(b) Nothing contained in this order shall be deemed to relieve Palladium Publishing Company from any restriction, prohibition or provision contained in any other order or regulation of the War Production Board except insofar as the same may be inconsistent with the provisions hereof.

(c) The restrictions and prohibitions contained herein shall apply to Palladium Publishing Company, its successors and assigns, or persons acting on its behalf. Prohibitions against the taking of any action include the taking indirectly as well as directly of any such action.

Issued this 30th day of April 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-6972: Filed, Apr. 30, 1945;  
11:39 a. m.]

[C-322]

SENTINEL PRINTING CO.

CONSENT ORDER

Sentinel Printing Company, a Michigan corporation, with offices at 54-56 West Eighth Street, Holland, Michigan, is the publisher of The Holland Evening Sentinel, and is charged by the War Production Board with having used, during the second and third quarters of 1944, print paper for the printing of The Holland Evening Sentinel, in the amount of 6,589 pounds in excess of its quota, in violation of Limitation Order L-240. Sentinel Printing Company admits the violation as charged, does not desire to contest the charge, and has consented to the issuance of this order.

Wherefore, upon the agreement and consent of Sentinel Printing Company, the Regional Compliance Chief, and the Regional Attorney, and upon the approval of the Compliance Commissioner, *It is hereby ordered, That:*

(a) Sentinel Printing Company shall, during the second quarter of 1945 beginning April 1, 1945, and ending July 1, 1945, reduce its use of print paper for the printing of The Holland Evening Sentinel by using 6,589 pounds less than the quota it would otherwise be entitled to use during this period as specified by the provisions of Limitation Order L-240, unless otherwise authorized in writing by the War Production Board.

(b) Nothing contained in this order shall be deemed to relieve Sentinel Printing Company from any restriction, prohibition or provision contained in any other order or regulation of the War Production Board except insofar as the same may be inconsistent with the provisions hereof.

(c) The restrictions and prohibitions contained herein shall apply to Sentinel Printing Company, its successors and assigns, or persons acting on its behalf. Prohibitions against the taking of any action include the taking indirectly as well as directly of any such action.

Issued this 30th day of April 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-6973: Filed, Apr. 30, 1945;  
11:41 a. m.]

[C-323]

PYRAMID FLUORESCENT MANUFACTURERS

CONSENT ORDER

Harry Borsky and Albert Goldman are partners doing business as Pyramid Fluorescent Manufacturers located at 116 Troutman Street, Brooklyn, New York. This concern acts as the exclusive selling agency and sole distributor for the Atlantis Steel Partition Co., Inc., in the sales of all fluorescent lighting fixtures and reflectors manufactured by the latter. It is charged by the War Production Board that between November 17, 1942 and February 16, 1944, Pyramid Fluores-



cent Manufacturers sold and delivered new fluorescent lighting fixtures and component parts thereof pursuant to unrated purchase orders in violation of Limitation Order L-78 and during the same period it altered its records of sales invoices in such a manner so as to conceal the sale and delivery of fluorescent lighting fixtures prohibited by the provisions of Limitation Order L-78, in violation of Priorities Regulation No. 1. Harry Borsky and Albert Goldman, individually, and as partners doing business as Pyramid Fluorescent Manufacturers, admit the violations charged and have consented to the issuance of this order.

Wherefore, upon the agreement and consent of Harry Borsky and Albert Goldman and the Regional Compliance Chief and the Regional Attorney and upon the approval of the Compliance Commissioner, *It is hereby ordered, That:*

(a) For a period of three months from the date of issuance of this order or unless otherwise specifically authorized in writing by the War Production Board, Harry Borsky and Albert Goldman, whether doing business under the trade name and style of Pyramid Fluorescent Manufacturers or otherwise, their successors and assigns, shall not directly or indirectly sell or deliver any fluorescent lighting fixtures or component parts thereof except to or for the account of the Army or Navy of the United States, the United States Maritime Commission or the War Shipping Administration, or except pursuant to purchase orders bearing preference ratings of AA-1 or higher.

(b) The restrictions contained in paragraph (a) hereof shall not apply to the delivery of component parts of fluorescent lighting fixtures when such delivery is to be made for maintenance, repair or operating supplies as the same may be authorized and permitted by Limitation Order L-78.

(c) Nothing contained in this order shall be deemed to relieve Harry Borsky and Albert Goldman, whether doing business under the trade name and style of Pyramid Fluorescent Manufacturers or otherwise, their successors and assigns, from any restriction, prohibition or provision contained in any other order or regulation of the War Production Board, except insofar as the same may be inconsistent with the provisions hereof.

Issued this 30th day of April 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-6974; Filed, Apr. 30, 1945;  
11:41 a. m.]

[C-324]

THE ROTARY PRINTING CO.

CONSENT ORDER

The Rotary Printing Company, an Ohio corporation of Norwalk, Huron

County, Ohio, is engaged in the general printing business specializing in Rotary Business Systems and is charged by the War Production Board with having used, during the first quarter of 1943, 277,522 pounds of print paper in excess of its quota in violation of War Production Board Limitation Order L-241. The Rotary Printing Company admits the violation but states that it was not wilful and does not care to contest the issue of wilfulness and has consented to the issuance of this order.

Wherefore, upon the agreement and consent of the Rotary Printing Company, the Regional Compliance Chief, and the Regional Attorney, and upon the approval of the Compliance Commissioner, *It is hereby ordered, That:*

(a) During the second quarter of 1945, The Rotary Printing Company shall reduce its use of print paper by 277,522 pounds under the consumption quota it would otherwise be entitled to use during this period under the provisions of Limitation Order L-241 unless otherwise authorized in writing by the War Production Board.

(b) Nothing contained in this order shall be deemed to relieve The Rotary Printing Company from any restriction, prohibition, or provision contained in any other order and regulation of the War Production Board except insofar as the same may be inconsistent with the provisions hereof.

(c) The restrictions contained herein shall apply to The Rotary Printing Company, its successors and assigns, or persons acting on its behalf. Prohibitions against the taking of any action include the taking indirectly as well as directly of any such action.

Issued this 30th day of April 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-6975; Filed, Apr. 30, 1945;  
11:40 a. m.]

[C-325]

LAWRENCE POWERS

CONSENT ORDER

Lawrence Powers, of 19303 Harper Avenue, Detroit, Mich., is charged by the War Production Board with having done construction, on or about September 1, 1944, without permission of the War Production Board, of a store building at the above address, the estimated cost of which was in excess of \$200, in violation of Conservation Order L-41. Lawrence Powers admits the violation as charged, does not desire to contest the charge, and has consented to the issuance of this order.

Wherefore, upon the agreement and consent of Lawrence Powers, the Regional Compliance Chief, and the Regional Attorney, and upon the approval of the Compliance Commissioner, *It is hereby ordered, That:*

(a) Lawrence Powers shall do no construction on the premises at 19303 Harper Avenue, Detroit, Mich., including putting up, altering or finishing the structure, unless hereafter specifically authorized in writing by the War Production Board.

(b) Nothing contained in this order shall be deemed to relieve Lawrence Powers from any restriction, prohibition or provision contained in any other order or regulation of the War Production Board, except insofar as the same may be inconsistent with the provisions hereof.

(c) The restrictions and prohibitions contained herein shall apply to Lawrence Powers, his successors and assigns, or persons acting on his behalf. Prohibitions against the taking of any action include the taking indirectly as well as directly of any such action.

Issued this 30th day of April 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-6976; Filed, Apr. 30, 1945;  
11:39 a. m.]

[C-327]

ATLANTIS STEEL PARTITION CO., INC.

CONSENT ORDER

The Atlantis Steel Partition Co., Inc., a New York corporation, located at 116 Troutman Street, Brooklyn, New York, is engaged in the manufacture of steel partitions, lockers, fluorescent lighting fixtures and reflectors. Harry Borsky is President of said corporation and its operating head. The corporation is charged by the War Production Board with wilful violations of Limitation Order L-78 between November 1, 1942 and February 25, 1944 in that (1) it manufactured and assembled fluorescent lighting fixtures from materials which were not acquired pursuant to orders bearing a preference rating of A-1-j or better and without written authorization from the War Production Board; (2) it manufactured metal reflectors for fluorescent lighting fixtures contrary to the provisions of Order L-78 as amended October 19, 1942 which prohibited such manufacture after October 31, 1942; (3) it put into process without specific written authorization from the War Production Board ferrous metal for the manufacture of fluorescent lighting fixtures designed and constructed for one bulb rated 30 watts or higher; (4) it sold and delivered new fluorescent lighting fixtures on orders which did not bear a preference rating of A-1-j or better. Atlantis Steel Partition Co., Inc., and Harry Borsky, individually, admit the violations charged and have consented to the issuance of this order.



Wherefore, upon the agreement and consent of Atlantis Steel Partition Co., Inc., and Harry Borsky, individually, the Regional Compliance Chief and the Regional Attorney and upon the approval of the Compliance Commissioner, *It is hereby ordered, That:*

(a) Atlantis Steel Partition Co., Inc., and Harry Borsky, individually, their successors and assigns, shall not manufacture or assemble any fluorescent lighting fixtures or component parts thereof except for the account of the Army or Navy of the United States, the United States Maritime Commission or the War Shipping Administration, or except pursuant to purchase orders bearing preference ratings of AA-1 or higher.

(b) Atlantis Steel Partition Co., Inc., and Harry Borsky, individually, their successors and assigns, shall not sell or deliver any fluorescent lighting fixtures or component parts thereof except to or for the account of the Army or Navy of the United States, the United States Maritime Commission or the War Shipping Administration, or except pursuant to purchase orders bearing preference ratings of AA-1 or higher.

(c) The restrictions contained in paragraph (b) hereof shall not apply to the delivery of component parts of fluorescent lighting fixtures when such delivery is to be made for maintenance, repair or operating supplies as the same may be authorized and permitted by Limitation Order L-78.

(d) Nothing contained in this order shall be deemed to relieve Atlantis Steel Partition Co., Inc., and Harry Borsky, individually, their successors and assigns, from any restriction, prohibition or provision contained in any other order or regulation of the War Production Board, except insofar as the same may be inconsistent with the provisions hereof.

(e) This order shall take effect on the date of issuance and shall expire on July 30, 1945.

Issued this 30th day of April 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-6977; Filed, Apr. 30, 1945;  
11:42 a. m.]